

Senate Study Bill 1217 - Introduced

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
CHAIRPERSON DVORSKY)

A BILL FOR

1 An Act relating to the funding of, the operation of, and
2 appropriation of moneys to the college student aid
3 commission, the department for the blind, the department of
4 education, and the state board of regents, and providing
5 for related matters, for penalties and remedies, and for
6 effective date, applicability, and retroactive applicability
7 provisions.
8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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DIVISION I

FY 2011-2012 APPROPRIATIONS

DEPARTMENT FOR THE BLIND

Section 1. ADMINISTRATION. There is appropriated from the general fund of the state to the department for the blind for the fiscal year beginning July 1, 2011, and ending June 30, 2012, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,691,815
.....	FTEs	88.00

2. For costs associated with universal access to audio information over the phone on demand for blind and print handicapped Iowans:

.....	\$	50,000
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COLLEGE STUDENT AID COMMISSION

Sec. 2. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 2011, and ending June 30, 2012, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	232,943
.....	FTEs	3.95

2. STUDENT AID PROGRAMS

For payments to students for the Iowa grant program established in section 261.93:

.....	\$	791,177
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3. DES MOINES UNIVERSITY — HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM

1 For forgivable loans to Iowa students attending Des Moines
2 university — osteopathic medical center under the forgivable
3 loan program pursuant to section 261.19:
4 \$ 325,973
5 4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM
6 For purposes of providing national guard educational
7 assistance under the program established in section 261.86:
8 \$ 3,186,233
9 5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM
10 For the teacher shortage loan forgiveness program
11 established in section 261.112:
12 \$ 392,452
13 6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM
14 For purposes of the all Iowa opportunity foster care grant
15 program established pursuant to section 261.6:
16 \$ 554,057
17 7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM
18 a. For purposes of the all Iowa opportunity scholarship
19 program established pursuant to section 261.87:
20 \$ 2,240,854
21 b. If the moneys appropriated by the general assembly to the
22 college student aid commission for fiscal year 2011-2012 for
23 purposes of the all Iowa opportunity scholarship program exceed
24 \$500,000, "eligible institution" as defined in section 261.87,
25 shall, during fiscal year 2011-2012, include accredited private
26 institutions as defined in section 261.9, subsection 1.
27 8. REGISTERED NURSE AND NURSE EDUCATOR LOAN FORGIVENESS
28 PROGRAM
29 a. For purposes of the registered nurse and nurse educator
30 loan forgiveness program established pursuant to section
31 261.23:
32 \$ 80,852
33 b. It is the intent of the general assembly that the
34 commission continue to consider moneys allocated pursuant to
35 this subsection as moneys that meet the state matching funds

1 requirements of the federal leveraging educational assistance
2 program and the federal supplemental leveraging educational
3 assistance program established under the Higher Education Act
4 of 1965, as amended.

5 9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION GRANT
6 PROGRAM

7 For purposes of the barber and cosmetology arts and sciences
8 tuition grant program established pursuant to section 261.18:

9 \$ 36,938

10 Sec. 3. CHIROPRACTIC LOAN FUNDS. Notwithstanding section
11 261.72, the moneys deposited in the chiropractic loan
12 revolving fund created pursuant to section 261.72 may be used
13 for purposes of the chiropractic loan forgiveness program
14 established in section 261.73.

15 Sec. 4. WORK-STUDY APPROPRIATION FOR FY 2011-2012.
16 Notwithstanding section 261.85, for the fiscal year beginning
17 July 1, 2011, and ending June 30, 2012, the amount appropriated
18 from the general fund of the state to the college student aid
19 commission for the work-study program under section 261.85
20 shall be zero.

21 Sec. 5. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM FY
22 2010-2011. There is appropriated from the general fund of the
23 state to the college student aid commission for the fiscal year
24 beginning July 1, 2010, and ending June 30, 2011, the following
25 amount, or so much thereof as is necessary, to be used for the
26 purposes designated:

27 For purposes of providing educational assistance for the
28 fiscal year beginning July 1, 2011, under the national guard
29 educational assistance program established in section 261.86:

30 \$ 500,000

31 DEPARTMENT OF EDUCATION

32 Sec. 6. There is appropriated from the general fund of
33 the state to the department of education for the fiscal year
34 beginning July 1, 2011, and ending June 30, 2012, the following
35 amounts, or so much thereof as may be necessary, to be used for

1 the purposes designated:

2 1. GENERAL ADMINISTRATION

3 For salaries, support, maintenance, miscellaneous purposes,
4 and for not more than the following full-time equivalent
5 positions:

6 \$ 5,913,812

7 FTEs 81.67

8 2. VOCATIONAL EDUCATION ADMINISTRATION

9 For salaries, support, maintenance, miscellaneous purposes,
10 and for not more than the following full-time equivalent
11 positions:

12 \$ 449,276

13 FTEs 11.50

14 3. VOCATIONAL REHABILITATION SERVICES DIVISION

15 a. For salaries, support, maintenance, miscellaneous
16 purposes, and for not more than the following full-time
17 equivalent positions:

18 \$ 4,963,168

19 FTEs 255.00

20 b. For matching funds for programs to enable persons
21 with severe physical or mental disabilities to function more
22 independently, including salaries and support, and for not more
23 than the following full-time equivalent position:

24 \$ 39,128

25 FTEs 1.00

26 c. For the entrepreneurs with disabilities program
27 established pursuant to section 259.4, subsection 9:

28 \$ 145,535

29 d. For costs associated with centers for independent
30 living:

31 \$ 40,294

32 4. STATE LIBRARY

33 a. For salaries, support, maintenance, miscellaneous
34 purposes, and for not more than the following full-time
35 equivalent positions:

1 \$ 1,209,619
 2 FTEs 17.00
 3 b. For the enrich Iowa program established under section
 4 256.57:
 5 \$ 1,674,227
 6 5. LIBRARY SERVICE AREA SYSTEM
 7 For state aid:
 8 \$ 1,005,444
 9 6. PUBLIC BROADCASTING DIVISION
 10 For salaries, support, maintenance, capital expenditures,
 11 miscellaneous purposes, and for not more than the following
 12 full-time equivalent positions:
 13 \$ 6,654,021
 14 FTEs 82.00
 15 7. REGIONAL TELECOMMUNICATIONS COUNCILS
 16 For state aid:
 17 \$ 992,913
 18 The regional telecommunications councils established
 19 in section 8D.5 shall use the moneys appropriated in this
 20 subsection to provide technical assistance for network
 21 classrooms, planning and troubleshooting for local area
 22 networks, scheduling of video sites, and other related support
 23 activities.
 24 8. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS
 25 For reimbursement for vocational education expenditures made
 26 by secondary schools:
 27 \$ 2,630,134
 28 Moneys appropriated in this subsection shall be used
 29 to reimburse school districts for vocational education
 30 expenditures made by secondary schools to meet the standards
 31 set in sections 256.11, 258.4, and 260C.14.
 32 9. SCHOOL FOOD SERVICE
 33 For use as state matching funds for federal programs that
 34 shall be disbursed according to federal regulations, including
 35 salaries, support, maintenance, miscellaneous purposes, and for

1 not more than the following full-time equivalent positions:

2 \$ 2,176,797

3 FTEs 20.58

4 10. EARLY CHILDHOOD IOWA FUND — GENERAL AID

5 For deposit in the school ready children grants account of
6 the early childhood Iowa fund created in section 256I.11:

7 \$ 5,386,113

8 a. From the moneys deposited in the school ready children
9 grants account for the fiscal year beginning July 1, 2011, and
10 ending June 30, 2012, not more than \$265,950 is allocated for
11 the early childhood Iowa office and other technical assistance
12 activities. The early childhood Iowa state board shall direct
13 staff to work with the early childhood stakeholders alliance
14 created in section 256I.12 to inventory technical assistance
15 needs. Moneys allocated under this lettered paragraph may be
16 used by the early childhood Iowa state board for the purpose of
17 skills development and support for ongoing training of staff.
18 However, except as otherwise provided in this subsection,
19 moneys shall not be used for additional staff or for the
20 reimbursement of staff.

21 b. As a condition of receiving moneys appropriated in
22 this subsection, each early childhood Iowa area board shall
23 report to the early childhood Iowa state board progress on
24 each of the local indicators approved by the area board. Each
25 early childhood Iowa area board must also submit an annual
26 budget for the area's comprehensive school ready children
27 grant developed for providing services for children from birth
28 through five years of age, and provide other information
29 specified by the early childhood Iowa state board, including
30 budget amendments as needed. The early childhood Iowa state
31 board shall establish a submission deadline for the annual
32 budget and any budget amendments that allow a reasonable period
33 of time for preparation by the early childhood Iowa area boards
34 and for review and approval or request for modification of
35 the materials by the early childhood Iowa state board. In

1 addition, each early childhood Iowa area board must continue to
2 comply with reporting provisions and other requirements adopted
3 by the early childhood Iowa state board in implementing section
4 256I.9.

5 c. Of the amount appropriated in this subsection for
6 deposit in the school ready children grants account of the
7 early childhood Iowa fund, \$2,318,018 shall be used for efforts
8 to improve the quality of early care, health, and education
9 programs. Moneys allocated pursuant to this paragraph may be
10 used for additional staff and for the reimbursement of staff.
11 The early childhood Iowa state board may reserve a portion
12 of the allocation, not to exceed \$88,650, for the technical
13 assistance expenses of the early childhood Iowa state office,
14 including the reimbursement of staff, and shall distribute
15 the remainder to early childhood Iowa areas for local quality
16 improvement efforts through a methodology identified by the
17 early childhood Iowa state board to make the most productive
18 use of the funding, which may include use of the distribution
19 formula, grants, or other means.

20 d. Of the amount appropriated in this subsection for
21 deposit in the school ready children grants account of
22 the early childhood Iowa fund, \$825,030 shall be used for
23 support of professional development and training activities
24 for persons working in early care, health, and education by
25 the early childhood Iowa state board in collaboration with
26 the professional development component group of the early
27 childhood Iowa stakeholders alliance maintained pursuant to
28 section 256I.12, subsection 7, paragraph "b", and the early
29 childhood Iowa area boards. Expenditures shall be limited to
30 professional development and training activities agreed upon by
31 the parties participating in the collaboration.

32 11. EARLY CHILDHOOD IOWA FUND — PRESCHOOL TUITION
33 ASSISTANCE

34 a. For deposit in the school ready children grants account
35 of the early childhood Iowa fund created in section 256I.11:

1 \$ 4,936,586

2 b. The amount appropriated in this subsection shall be

3 used for early care, health, and education programs to assist

4 low-income parents with tuition for preschool and other

5 supportive services for children ages three, four, and five

6 who are not attending kindergarten in order to increase the

7 basic family income eligibility requirement to not more than

8 200 percent of the federal poverty level. In addition, if

9 sufficient funding is available after addressing the needs of

10 those who meet the basic income eligibility requirement, an

11 early childhood Iowa area board may provide for eligibility

12 for those with a family income in excess of the basic income

13 eligibility requirement through use of a sliding scale or other

14 copayment provisions.

15 12. EARLY CHILDHOOD IOWA FUND — FAMILY SUPPORT AND PARENT

16 EDUCATION

17 a. For deposit in the school ready children grants account

18 of the early childhood Iowa fund created in section 256I.11:

19 \$ 12,364,434

20 b. The amount appropriated in this subsection shall be

21 used for family support services and parent education programs

22 targeted to families expecting a child or with newborn and

23 infant children through age five and shall be distributed using

24 the distribution formula approved by the early childhood Iowa

25 state board and shall be used by an early childhood Iowa area

26 board only for family support services and parent education

27 programs targeted to families expecting a child or with newborn

28 and infant children through age five.

29 13. BIRTH TO AGE THREE SERVICES

30 For expansion of the federal Individuals with Disabilities

31 Education Improvement Act of 2004, Pub. L. No. 108-446, as

32 amended to January 1, 2011, birth through age three services

33 due to increased numbers of children qualifying for those

34 services:

35 \$ 1,721,400

1 From the moneys appropriated in this subsection, \$383,769
 2 shall be allocated to the child health specialty clinic at the
 3 state university of Iowa to provide additional support for
 4 infants and toddlers who are born prematurely, drug-exposed, or
 5 medically fragile.

6 14. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

7 To provide moneys for costs of providing textbooks to each
 8 resident pupil who attends a nonpublic school as authorized by
 9 section 301.1:

10 \$ 560,214

11 Funding under this subsection is limited to \$20 per pupil and
 12 shall not exceed the comparable services offered to resident
 13 public school pupils.

14 15. CORE CURRICULUM AND CAREER INFORMATION AND
 15 DECISION-MAKING SYSTEM

16 For purposes of implementing the statewide core curriculum
 17 for school districts and accredited nonpublic schools and a
 18 state-designated career information and decision-making system:

19 \$ 1,000,000

20 16. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

21 For purposes of the student achievement and teacher quality
 22 program established pursuant to chapter 284, and for not more
 23 than the following full-time equivalent positions:

24 \$ 4,785,000

25 FTEs 2.00

26 17. COMMUNITY COLLEGES

27 a. For general state financial aid to merged areas as
 28 defined in section 260C.2 in accordance with chapters 258 and
 29 260C:

30 \$163,774,647

31 Notwithstanding the allocation formula in section 260C.18C,
 32 the funds appropriated in this subsection shall be allocated
 33 as follows:

34 (1) Merged Area I..... \$ 8,164,628

35 (2) Merged Area II..... \$ 8,653,675

1	(3)	Merged Area III.....	\$ 7,965,666
2	(4)	Merged Area IV.....	\$ 3,913,107
3	(5)	Merged Area V.....	\$ 9,010,347
4	(6)	Merged Area VI.....	\$ 7,621,843
5	(7)	Merged Area VII.....	\$ 11,387,434
6	(8)	Merged Area IX.....	\$ 14,181,538
7	(9)	Merged Area X.....	\$ 25,053,587
8	(10)	Merged Area XI.....	\$ 25,338,428
9	(11)	Merged Area XII.....	\$ 9,291,308
10	(12)	Merged Area XIII.....	\$ 9,595,296
11	(13)	Merged Area XIV.....	\$ 3,975,456
12	(14)	Merged Area XV.....	\$ 12,456,924
13	(15)	Merged Area XVI.....	\$ 7,165,410

14 b. For distribution to community colleges to supplement
15 faculty salaries:

16 \$ 500,000

17 c. For deposit in the workforce training and economic
18 development funds created pursuant to section 260C.18A:

19 \$ 5,000,000

20 Sec. 7. BOARD OF EDUCATIONAL EXAMINERS LICENSING

21 FEES. Notwithstanding section 272.10, subsection 2, in
22 addition to the percentage of licensing fees required to
23 be deposited with the treasurer of state and credited to
24 the general fund of the state pursuant to section 272.10,
25 subsection 2, the executive director of the board of
26 educational examiners shall, at the close of the fiscal year
27 beginning July 1, 2010, transfer to the department of education
28 the following amounts for the following purposes:

29 1. For purposes of vocational education administration
30 salaries, support, maintenance, and miscellaneous purposes:

31 \$ 110,521

32 2. For purposes of vocational rehabilitation services
33 division salaries, support, maintenance, and miscellaneous
34 purposes:

35 \$ 176,789

1 Sec. 8. DEPARTMENT OF EDUCATION TRANSFERS. There is
2 transferred between the following designated appropriations
3 made to the department of education for the fiscal year
4 beginning July 1, 2010, and ending June 30, 2011, not more than
5 the following amounts:

6 From the appropriation made for purposes of the student
7 achievement and teacher quality program in 2010 Iowa Acts,
8 chapter 1183, section 6, subsection 18, as follows:

9 1. To the appropriation made for purposes of vocational
10 education administration in 2010 Iowa Acts, chapter 1183,
11 section 6, subsection 2:

12 \$ 110,521

13 2. To the appropriation made for purposes of vocational
14 education to secondary schools in 2010 Iowa Acts, chapter 1183,
15 section 6, subsection 8:

16 \$ 39,458

17 3. To the appropriation made for purposes of school food
18 service in 2010 Iowa Acts, chapter 1183, section 6, subsection
19 9:

20 \$ 55,739

21 STATE BOARD OF REGENTS

22 Sec. 9. There is appropriated from the general fund of
23 the state to the state board of regents for the fiscal year
24 beginning July 1, 2011, and ending June 30, 2012, the following
25 amounts, or so much thereof as may be necessary, to be used for
26 the purposes designated:

27 1. OFFICE OF STATE BOARD OF REGENTS

28 a. For salaries, support, maintenance, miscellaneous
29 purposes, and for not more than the following full-time
30 equivalent positions:

31 \$ 1,074,289

32 FTEs 15.00

33 (1) The state board of regents shall submit a monthly
34 financial report in a format agreed upon by the state board of
35 regents office and the legislative services agency.

1 (2) The state board of regents may transfer funding received
2 under paragraphs "b", "c", and "d" to any of the centers
3 specified in paragraph "b", "c", or "d" if the board notifies
4 the general assembly in writing, including both the legislative
5 council and the legislative services agency, of the amount, the
6 date, and the purpose of the transfer.

7 b. For moneys to be allocated to the southwest Iowa graduate
8 studies center:

9 \$ 88,234

10 c. For moneys to be allocated to the siouxland interstate
11 metropolitan planning council for the tristate graduate center
12 under section 262.9, subsection 22:

13 \$ 67,182

14 d. For moneys to be allocated to the quad-cities graduate
15 studies center:

16 \$ 130,908

17 e. For moneys to be distributed to Iowa public radio for
18 public radio operations:

19 \$ 394,981

20 2. STATE UNIVERSITY OF IOWA

21 a. General university, including lakeside laboratory

22 For salaries, support, maintenance, equipment, miscellaneous
23 purposes, and for not more than the following full-time
24 equivalent positions:

25 \$211,565,746

26 FTEs 5,058.55

27 b. Oakdale campus

28 For salaries, support, maintenance, miscellaneous purposes,
29 and for not more than the following full-time equivalent
30 positions:

31 \$ 2,205,620

32 FTEs 38.25

33 c. State hygienic laboratory

34 For salaries, support, maintenance, miscellaneous purposes,
35 and for not more than the following full-time equivalent

1 positions:

2 \$ 3,567,548
 3 FTEs 102.50

4 d. Family practice program

5 For allocation by the dean of the college of medicine, with
 6 approval of the advisory board, to qualified participants
 7 to carry out the provisions of chapter 148D for the family
 8 practice program, including salaries and support, and for not
 9 more than the following full-time equivalent positions:

10 \$ 1,803,854
 11 FTEs 190.40

12 e. Child health care services

13 For specialized child health care services, including
 14 childhood cancer diagnostic and treatment network programs,
 15 rural comprehensive care for hemophilia patients, and the
 16 Iowa high-risk infant follow-up program, including salaries
 17 and support, and for not more than the following full-time
 18 equivalent positions:

19 \$ 665,205
 20 FTEs 57.97

21 f. Statewide cancer registry

22 For the statewide cancer registry, and for not more than the
 23 following full-time equivalent positions:

24 \$ 150,351
 25 FTEs 2.10

26 g. Substance abuse consortium

27 For moneys to be allocated to the Iowa consortium for
 28 substance abuse research and evaluation, and for not more than
 29 the following full-time equivalent position:

30 \$ 56,013
 31 FTEs 1.00

32 h. Center for biocatalysis

33 For the center for biocatalysis, and for not more than the
 34 following full-time equivalent positions:

35 \$ 730,037

1 FTEs 6.28

2 i. Primary health care initiative

3 For the primary health care initiative in the college

4 of medicine, and for not more than the following full-time

5 equivalent positions:

6 \$ 654,587

7 FTEs 5.89

8 From the moneys appropriated in this lettered paragraph,

9 \$254,889 shall be allocated to the department of family

10 practice at the state university of Iowa college of medicine

11 for family practice faculty and support staff.

12 j. Birth defects registry

13 For the birth defects registry, and for not more than the

14 following full-time equivalent position:

15 \$ 38,621

16 FTEs 1.00

17 k. Larned A. Waterman Iowa nonprofit resource center

18 For the Larned A. Waterman Iowa nonprofit resource center,

19 and for not more than the following full-time equivalent

20 positions:

21 \$ 163,956

22 FTEs 2.75

23 l. Iowa online advanced placement academy science,

24 technology, engineering, and mathematics initiative

25 For the establishment of the Iowa online advanced placement

26 academy science, technology, engineering, and mathematics

27 initiative:

28 \$ 486,050

29 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

30 a. General university

31 For salaries, support, maintenance, equipment, miscellaneous

32 purposes, and for not more than the following full-time

33 equivalent positions:

34 \$165,777,916

35 FTEs 3,647.42

S.F. _____

1 b. Agricultural experiment station

2 For the agricultural experiment station salaries, support,
3 maintenance, miscellaneous purposes, and for not more than the
4 following full-time equivalent positions:

5 \$ 28,356,948

6	FTEs	546.98
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7 c. Cooperative extension service in agriculture and home
8 economics

9 For the cooperative extension service in agriculture and
10 home economics salaries, support, maintenance, miscellaneous
11 purposes, and for not more than the following full-time
12 equivalent positions:

13 \$ 18,093,089

14	FTEs	383.34
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15 d. Leopold center

16 For agricultural research grants at Iowa state university of
17 science and technology under section 266.39B, and for not more
18 than the following full-time equivalent positions:

19 \$ 400,882

20 FTEs 11.25

21 e. Livestock disease research

22 For deposit in and the use of the livestock disease research
23 fund under section 267.8;

24 \$ 174,352

25 4. UNIVERSITY OF NORTHERN IOWA

26 a. General university

27 For salaries, support, maintenance, equipment, miscellaneous
28 purposes, and for not more than the following full-time
29 equivalent positions:

30 \$ 75,386,103

31	FTEs	1,447.50
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32 b. Recycling and reuse center

33 For purposes of the recycling and reuse center, and for not
34 more than the following full-time equivalent positions:

35 \$ 176,784

1 FTEs 3.00

2 c. Science, technology, engineering, and mathematics (STEM)

3 collaborative initiative

4 For purposes of establishing a science, technology,

5 engineering, and mathematics (STEM) collaborative initiative,

6 and for not more than the following full-time equivalent

7 positions:

8 \$ 1,749,778

9 FTEs 6.20

10 (1) From the moneys appropriated in this lettered

11 paragraph, up to \$282,000 shall be allocated for salaries,

12 staffing, and institutional support. The remainder of the

13 moneys appropriated in this lettered paragraph shall be

14 expended only to support activities directly related to

15 recruitment of kindergarten through grade 12 mathematics and

16 science teachers and for ongoing mathematics and science

17 programming for students enrolled in kindergarten through grade

18 12.

19 (2) The university of northern Iowa shall work with the

20 community colleges to develop STEM professional development

21 programs for community college instructors and STEM curriculum

22 development.

23 d. Real estate education program

24 For purposes of the real estate education program, and for

25 not more than the following full-time equivalent position:

26 \$ 126,394

27 FTEs 1.00

28 5. STATE SCHOOL FOR THE DEAF

29 For salaries, support, maintenance, miscellaneous purposes,

30 and for not more than the following full-time equivalent

31 positions:

32 \$ 8,437,786

33 FTEs 126.60

34 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

35 For salaries, support, maintenance, miscellaneous purposes,

1 and for not more than the following full-time equivalent
2 positions:

3 \$ 3,622,320
4 FTEs 62.87

5 7. TUITION AND TRANSPORTATION COSTS

6 For payment to local school boards for the tuition and
7 transportation costs of students residing in the Iowa braille
8 and sight saving school and the state school for the deaf
9 pursuant to section 262.43 and for payment of certain clothing,
10 prescription, and transportation costs for students at these
11 schools pursuant to section 270.5:

12 \$ 11,865

13 8. LICENSED CLASSROOM TEACHERS

14 For distribution at the Iowa braille and sight saving school
15 and the Iowa school for the deaf based upon the average yearly
16 enrollment at each school as determined by the state board of
17 regents:

18 \$ 82,765

19 Sec. 10. ENERGY COST-SAVINGS PROJECTS — FINANCING. For
20 the fiscal year beginning July 1, 2011, and ending June 30,
21 2012, the state board of regents may use notes, bonds, or
22 other evidences of indebtedness issued under section 262.48 to
23 finance projects that will result in energy cost savings in an
24 amount that will cause the state board to recover the cost of
25 the projects within an average of six years.

26 Sec. 11. PRESCRIPTION DRUG COSTS. Notwithstanding section
27 270.7, the department of administrative services shall pay
28 the state school for the deaf and the Iowa braille and sight
29 saving school the moneys collected from the counties during the
30 fiscal year beginning July 1, 2011, for expenses relating to
31 prescription drug costs for students attending the state school
32 for the deaf and the Iowa braille and sight saving school.

33 Sec. 12. Section 256I.9, subsection 2, Code 2011, is amended
34 to read as follows:

35 2. The state board shall provide maximum flexibility to

1 grantees for the use of the grant moneys included in a school
2 ready children grant, including but not limited to authorizing
3 an area board to use grant moneys to pay for regular audits
4 required pursuant to section 256I.5, subsection 1, if moneys
5 distributed to an area board for administrative costs are
6 insufficient to pay for the required audits.

7 Sec. 13. Section 256I.9, subsection 3, paragraph b, Code
8 2011, is amended by adding the following new unnumbered
9 paragraph:

10 NEW UNNUMBERED PARAGRAPH. It is the intent of the general
11 assembly that priority for home visitation program funding be
12 given to programs using evidence-based or promising models for
13 home visitation.

14 Sec. 14. Section 257.11, subsection 5, Code 2011, is amended
15 by striking the subsection.

16 Sec. 15. Section 261.6, subsection 2, Code 2011, is amended
17 by adding the following new paragraph:

18 NEW PARAGRAPH. *d.* (1) Is a resident of Iowa; is,
19 notwithstanding subsection 3, paragraph "c", under the age of
20 twenty-six; is not a convicted felon as defined in section
21 910.15; and meets the following criteria:

22 (a) Is the child of a peace officer, as defined in section
23 97A.1, who is permanently and totally disabled and who receives
24 benefits under section 97A.6, subsection 5, or was killed in
25 the line of duty as determined by the board of trustees of the
26 Iowa department of public safety peace officers' retirement,
27 accident, and disability system in accordance with section
28 97A.6, subsection 16.

29 (b) Is the child of a police officer or a fire fighter,
30 as defined in section 411.1, who is permanently and totally
31 disabled and who receives benefits under section 411.6,
32 subsection 5, or was killed in the line of duty as determined
33 by the statewide fire and police retirement system in
34 accordance with section 411.6, subsection 15.

35 (c) Is the child of a person described as a peace officer

1 under section 97B.49B or is the child of a sheriff or deputy
2 sheriff as defined in section 97B.49C, who is permanently and
3 totally disabled and who receives an in-service disability
4 retirement allowance under section 97B.50A, subsection 2, or
5 is killed in the line of duty as determined by the Iowa public
6 employees' retirement system in accordance with section 97B.52,
7 subsection 2.

8 (2) If a student receives financial aid under any other
9 federal, state, or institutional scholarship or grant program,
10 the full amount of the other financial aid shall be applied to
11 the student's expenses first and shall be considered part of
12 the student's available financial resources in determining the
13 amount of the student's award under this paragraph "d". The
14 total financial aid for the student's education, including
15 financial aid under any other program, shall not exceed the
16 student's cost of attendance at the institution which the
17 student attends.

18 (3) For purposes of this paragraph "d":

19 (a) *"Approved postsecondary education or training program"*
20 means a program offered by an Iowa community college or
21 institution of higher education governed by the state board of
22 regents.

23 (b) *"Permanently and totally disabled"* means the individual
24 is unable to engage in any substantial gainful activity
25 by reason of a medically determinable physical impairment
26 which can be expected to last for a continuous period or
27 can be expected to result in death. A certificate from a
28 qualified physician attesting to the individual's permanent
29 and total disability must be submitted to the commission. The
30 certificate must include the name and address of the physician
31 and contain an acknowledgment that the certificate will be
32 used by the individual to qualify for educational assistance
33 pursuant to this section.

34 Sec. 16. Section 261.19, Code 2011, is amended to read as
35 follows:

1 **261.19 ~~Osteopathic physician~~ Health care professional**
2 **recruitment program.**

3 1. A ~~physician~~ health care professional recruitment program
4 is established, to be administered by the college student aid
5 commission, for Des Moines university — ~~osteopathic medical~~
6 ~~center~~. The program shall consist of a ~~forgivable loan program~~
7 ~~and a tuition scholarship program for students and a loan~~
8 ~~repayment program for physicians~~ health care professionals.
9 The commission shall regularly adjust the ~~physician~~ service
10 requirement under each aspect of the program to provide, to the
11 extent possible, an equal financial benefit for each period of
12 service required.

13 2. ~~a. Notwithstanding the administration provisions of~~
14 ~~subsection 1, the forgivable loan program established pursuant~~
15 ~~to subsection 1 shall be administered by the commission in~~
16 ~~conjunction with Des Moines university — osteopathic medical~~
17 ~~center. Des Moines university — osteopathic medical center~~
18 ~~shall match on an equal basis state aid appropriated for~~
19 ~~purposes of the forgivable loan program.~~

20 ~~b. Des Moines university — osteopathic medical center~~
21 ~~shall provide recommendations to the commission for students~~
22 ~~who meet the eligibility requirements of the forgivable loan~~
23 ~~program. A forgivable loan may be awarded to a resident of~~
24 ~~Iowa who is enrolled at Des Moines university — osteopathic~~
25 ~~medical center if the student agrees to practice in this state~~
26 ~~for a period of time to be determined by the commission at~~
27 ~~the time the loan is awarded. Forgivable loans to eligible~~
28 ~~students shall not become due until after the student completes~~
29 ~~a residency program. Interest on the loans shall begin to~~
30 ~~accrue the day following the student's graduation date. If~~
31 ~~the student completes the period of practice established by~~
32 ~~the commission and agreed to by the student, the loan amount~~
33 ~~shall be forgiven. The loan amount shall not be forgiven if~~
34 ~~the osteopathic physician fails to complete the required time~~
35 ~~period of practice in this state or fails to satisfactorily~~

1 ~~continue in the university's program of medical education.~~

2 3. ~~A student enrolled at Des Moines university —~~
3 ~~osteopathic medical center shall be eligible for a tuition~~
4 ~~scholarship for the student's study at the university. The~~
5 ~~scholarship shall be for an amount not to exceed the annual~~
6 ~~tuition at the university. A student who receives a tuition~~
7 ~~scholarship shall not be eligible for the loan repayment~~
8 ~~program provided for by this section. A student who receives~~
9 ~~a tuition scholarship shall agree to practice in an eligible~~
10 ~~rural community in this state for a period of time to be~~
11 ~~determined by the commission at the time the scholarship is~~
12 ~~awarded. The student shall repay the scholarship to the~~
13 ~~commission if the student fails to practice in a medically~~
14 ~~underserved rural community in this state for the required~~
15 ~~period of time.~~

16 4. A physician health care professional shall be eligible
17 for the physician loan repayment program if the physician
18 health care professional agrees to practice in an eligible
19 rural community in this state. Des Moines university —
20 ~~osteopathic medical center~~ shall recruit and place physicians
21 health care professionals in rural communities which have
22 agreed to provide additional funds for the physician's
23 recipient's loan repayment. The contract for the loan
24 repayment shall stipulate the time period the physician
25 recipient shall practice in an eligible rural community in this
26 state. In addition, the contract shall stipulate that the
27 physician recipient repay any funds paid on the physician's
28 recipient's loan by the commission if the physician recipient
29 fails to practice in an eligible rural community in this state
30 for the required period of time.

31 3. A health care professional recruitment revolving fund
32 is created in the state treasury as a separate fund under
33 the control of the commission. The commission shall deposit
34 payments made by health care professional recruitment program
35 recipients and the proceeds from the sale of osteopathic loans

1 awarded pursuant to section 261.19, subsection 2, paragraph
2 "b", Code 2011, into the health care professional recruitment
3 revolving fund. Moneys credited to the fund shall be used to
4 supplement moneys appropriated for the health care professional
5 recruitment program, for loan repayment in accordance with this
6 section, and to pay for loan or interest repayment defaults by
7 program recipients. Notwithstanding section 8.33, any balance
8 in the fund on June 30 of any fiscal year shall not revert to
9 the general fund of the state.

10 4. For purposes of this subsection, "eligible section:

11 a. "Eligible rural community" means a medically underserved
12 rural community which agrees to match state funds provided
13 on at least a dollar-for-dollar basis for the loan repayment
14 of a ~~physician~~ health care professional who practices in the
15 community.

16 b. "Health care professional" means a physician, physician
17 assistant, podiatrist, or physical therapist.

18 5. The commission shall adopt rules pursuant to chapter 17A
19 to administer this section.

20 Sec. 17. Section 261.25, subsections 1 through 3, Code 2011,
21 are amended to read as follows:

22 1. There is appropriated from the general fund of the state
23 to the commission for each fiscal year the sum of ~~forty-four~~
24 forty-two million ~~thirteen~~ three hundred fifty-two thousand
25 ~~four~~ six hundred ~~forty-eight~~ eighty-seven dollars for tuition
26 grants.

27 2. There is appropriated from the general fund of the state
28 to the commission for each fiscal year the sum of four million
29 ~~six~~ four hundred ~~fifty~~ twenty-five thousand ~~four~~ two hundred
30 ~~eighty-seven~~ forty-four dollars for tuition grants for students
31 attending for-profit accredited private institutions located in
32 Iowa. A for-profit institution which, effective March 9, 2005,
33 or effective January 8, 2010, purchased an accredited private
34 institution that was exempt from taxation under section 501(c)
35 of the Internal Revenue Code, shall be an eligible institution

1 under the tuition grant program. For purposes of the tuition
2 grant program, "*for-profit accredited private institution*" means
3 an accredited private institution which is not exempt from
4 taxation under section 501(c)(3) of the Internal Revenue Code
5 but which otherwise meets the requirements of section 261.9,
6 subsection 1, paragraph "b", and whose students were eligible
7 to receive tuition grants in the fiscal year beginning July 1,
8 2003.

9 3. There is appropriated from the general fund of the state
10 to the commission for each fiscal year the sum of two million
11 ~~four~~ two hundred ~~thirteen~~ fifty thousand ~~nine~~ one hundred
12 ~~fifty-nine~~ eighty-five dollars for vocational-technical tuition
13 grants.

14 Sec. 18. Section 261E.3, subsection 1, paragraph e, Code
15 2011, is amended to read as follows:

16 e. The student shall have demonstrated proficiency in
17 reading, mathematics, and science as evidenced by achievement
18 scores on the latest administration of the state assessment for
19 which scores are available and as defined by the department.
20 However, a student receiving competent private instruction
21 under chapter 299A may demonstrate proficiency by submitting
22 the written recommendation of the licensed practitioner
23 providing supervision to the student in accordance with section
24 299A.2; may demonstrate proficiency as evidenced by achievement
25 scores on the annual achievement evaluation required under
26 section 299A.4; or may demonstrate proficiency as evidenced by
27 a selection index, which is the sum of the critical reading,
28 mathematics, and writing skills assessments, of at least one
29 hundred forty-one on the preliminary scholastic aptitude
30 test administered by the college board; a composite score
31 of at least twenty-one on the college readiness assessment
32 administered by ACT, inc.; or a sum of the critical reading
33 and mathematics scores of at least nine hundred ninety on the
34 college readiness assessment administered by the college board.
35 If a student is not proficient in one or more of the content

1 areas listed in this paragraph, has not taken the college
2 readiness assessments identified in this paragraph, or has not
3 achieved the scores specified in this paragraph, the school
4 board may establish alternative but equivalent qualifying
5 performance measures including but not limited to additional
6 administrations of the state assessment, portfolios of student
7 work, student performance rubric, or end-of-course assessments.

8 Sec. 19. Section 261E.9, subsections 1 through 3, Code 2011,
9 are amended to read as follows:

10 1. a. A regional academy is a program established by
11 a school district to which multiple school districts send
12 students in grades ~~nine~~ seven through twelve, ~~and which may~~
13 ~~include internet-based coursework and courses delivered via the~~
14 ~~Iowa communications network. A regional academy shall include~~
15 ~~in its curriculum advanced level courses and may include in its~~
16 ~~curriculum career and technical courses. A school district~~
17 establishing a regional academy may collaborate and partner
18 with, enter into an agreement pursuant to chapter 28E with,
19 or enter into a contract with, one or more school districts,
20 area education agencies, community colleges, accredited public
21 and private postsecondary institutions, accredited nonpublic
22 schools, businesses, and private agencies located within or
23 outside of the state.

24 b. The purpose of a regional academy established pursuant
25 to this section shall be to build a culture of innovation for
26 students and community, to diversify educational and economic
27 opportunities by engaging in learning experiences that involve
28 students in complex, real-world projects, and to develop
29 regional or global innovation networks.

30 c. If a school district establishing a regional academy in
31 accordance with this section submits a plan to the department
32 for approval that demonstrates how the regional academy will
33 increase and assess student achievement or increase and assess
34 competency-based learning opportunities for students, the
35 department may waive or modify any statutory or regulatory

1 provision applicable to school districts except the department
2 shall not waive or modify any statutory or regulatory provision
3 relating to requirements applicable to school districts under
4 chapters 11, 21, 22, 216, 216A, 256B, 279, 284, and 285; or
5 relating to contracts with and discharge of teachers and
6 administrators under chapters 20 and 279; or relating to audit
7 requirements under section 256.9, subsection 20, and section
8 279.29.

9 2. a. A regional academy course shall not qualify as a
10 concurrent enrollment course include in its curriculum advanced
11 level courses.

12 b. A regional academy may include in its curriculum virtual
13 or internet-based coursework and courses delivered via the Iowa
14 communications network, career and technical courses, core
15 curriculum coursework, courses required pursuant to section
16 256.7, subsection 26, or section 256.11, subsections 4 and 5,
17 and asynchronous learning networks.

18 3. School districts participating in regional academies are
19 eligible for supplementary weighting as provided in section
20 257.11, subsection 2. The school districts participating in
21 the regional academy shall enter into an agreement on how the
22 funding generated by the supplementary weighting received shall
23 be used and shall submit the agreement to the department for
24 approval.

25 Sec. 20. Section 262.13, Code 2011, is amended to read as
26 follows:

27 **262.13 Security Peace officers at institutions as peace**
28 **officers.**

29 The board may authorize any institution under its control
30 to commission one or more of its employees as ~~special security~~
31 peace officers. ~~Special security officers~~ Such officers shall
32 have the same powers, duties, privileges, and immunities of
33 as conferred on regular peace officers when acting in the
34 interests of the institution by which they are employed.

35 The board shall provide as rapidly as practicable for the

1 adequate training and certification of such ~~special security~~
2 peace officers at the Iowa law enforcement academy or in
3 ~~an equivalent~~ at a law enforcement training ~~program~~ school
4 approved by the academy, unless ~~they have~~ the peace officers
5 are already received such training certified by the Iowa law
6 enforcement academy or by an approved law enforcement training
7 school.

8 Sec. 21. Section 263.8A, Code 2011, is amended to read as
9 follows:

10 **263.8A International center for talented and gifted education**
11 **— Iowa online advanced placement academy science, technology,**
12 **engineering, and mathematics initiative.**

13 1. a. The state board of regents shall establish and
14 maintain at Iowa City as an integral part of the state
15 university of Iowa the international center for talented and
16 gifted education. The international center shall provide
17 programs to assist classroom teachers to teach gifted and
18 talented students in regular classrooms, provide programs
19 to enhance the learning experiences of gifted and talented
20 students, serve as a center for national and international
21 symposiums and policy forums for enhancing the teaching of
22 gifted and talented students, and undertake other appropriate
23 activities to enhance the programs of the center, including,
24 but not limited to, coordinating and working with the world
25 council for gifted and talented children, incorporated.

26 b. An international center endowment fund is established
27 at the state university of Iowa and gifts and grants to the
28 international center and investment earnings and returns on
29 the endowment fund shall be deposited in the fund and may be
30 expended by the state university of Iowa for the purposes for
31 which the international center was established.

32 2. The Iowa online advanced placement academy science,
33 technology, engineering, and mathematics initiative is
34 established within the international center for talented and
35 gifted education at the state university of Iowa to deliver,

1 with an emphasis on science, technology, engineering, and
2 mathematics coursework, preadvanced placement and advanced
3 placement courses to high school students throughout the state,
4 provide training opportunities for teachers to learn how to
5 teach advanced placement courses in Iowa's high schools, and
6 provide preparation for middle school students to ensure
7 success in high school.

8 Sec. 22. Section 284.13, subsection 1, paragraphs a through
9 d, Code 2011, are amended to read as follows:

10 a. For the fiscal year beginning July 1, ~~2010~~ 2011, and
11 ending June 30, ~~2011~~ 2012, to the department of education, the
12 amount of ~~nine~~ six hundred ~~sixty-four~~ eighty-five thousand
13 dollars for the issuance of national board certification awards
14 in accordance with section 256.44. Of the amount allocated
15 under this paragraph, not less than ~~seventy-six~~ eighty-five
16 thousand ~~five hundred~~ dollars shall be used to administer the
17 ambassador to education position in accordance with section
18 256.45.

19 b. For the fiscal year beginning July 1, ~~2010~~ 2011, and
20 ~~succeeding fiscal years~~ ending June 30, 2012, an amount
21 up to ~~four~~ two million ~~one~~ three hundred ~~seven~~ ninety-five
22 thousand ~~two hundred forty~~ one hundred fifty-seven dollars
23 for first-year and second-year beginning teachers, to the
24 department of education for distribution to school districts
25 and area education agencies for purposes of the beginning
26 teacher mentoring and induction programs. A school district or
27 area education agency shall receive one thousand three hundred
28 dollars per beginning teacher participating in the program.
29 If the funds appropriated for the program are insufficient to
30 pay mentors, school districts, and area education agencies
31 as provided in this paragraph, the department shall prorate
32 the amount distributed to school districts and area education
33 agencies based upon the amount appropriated. Moneys received
34 by a school district or area education agency pursuant to
35 this paragraph shall be expended to provide each mentor with

1 an award of five hundred dollars per semester, at a minimum,
2 for participation in the school district's or area education
3 agency's beginning teacher mentoring and induction program;
4 to implement the plan; and to pay any applicable costs of the
5 employer's share of contributions to federal social security
6 and the Iowa public employees' retirement system or a pension
7 and annuity retirement system established under chapter 294,
8 for such amounts paid by the district or area education agency.

9 c. For the fiscal year beginning July 1, ~~2010~~ 2011, and
10 ending June 30, ~~2011~~ 2012, up to six hundred ~~thirteen~~ thousand
11 ~~eight hundred seventy-eight~~ dollars to the department for
12 purposes of implementing the professional development program
13 requirements of section 284.6, assistance in developing model
14 evidence for teacher quality committees established pursuant to
15 section 284.4, subsection 1, paragraph "c", and the evaluator
16 training program in section 284.10. A portion of the funds
17 allocated to the department for purposes of this paragraph may
18 be used by the department for administrative purposes and for
19 not more than four full-time equivalent positions.

20 d. For ~~each the~~ fiscal year in which funds are appropriated
21 ~~for purposes of this chapter~~ beginning July 1, 2011, and
22 ending June 30, 2012, an amount up to one million ~~six one~~
23 ~~hundred twenty-nine~~ four thousand ~~six eight~~ hundred ~~forty-seven~~
24 forty-three dollars to the department for the establishment
25 of teacher development academies in accordance with section
26 284.6, subsection 10. A portion of the funds allocated to
27 the department for purposes of this paragraph may be used for
28 administrative purposes.

29 Sec. 23. Section 298.3, subsection 1, paragraph c, Code
30 2011, is amended to read as follows:

31 c. The purchase, lease, or lease-purchase of ~~a single unit~~
32 ~~of~~ equipment or technology exceeding five hundred dollars in
33 value per ~~unit~~ purchase, lease, or lease-purchase transaction.
34 Each transaction may include multiple equipment or technology
35 units.

1 Sec. 24. Section 299A.2, Code 2011, is amended to read as
2 follows:

3 **299A.2 Competent private instruction by licensed**
4 **practitioner.**

5 If a licensed practitioner provides competent instruction
6 to a school-age child ~~of compulsory attendance age~~, the
7 practitioner shall possess a valid license or certificate which
8 has been issued by the state board of educational examiners
9 under chapter 272 and which is appropriate to the ages and
10 grade levels of the children to be taught. Competent private
11 instruction may include, but is not limited to, a home school
12 assistance program which provides instruction or instructional
13 supervision offered through an accredited nonpublic school or
14 public school district by a teacher, who is employed by the
15 accredited nonpublic school or public school district, who
16 assists and supervises a parent, guardian, or legal custodian
17 in providing instruction to a child. If competent private
18 instruction is provided through a public school district, the
19 child shall be enrolled and included in the basic enrollment
20 of the school district as provided in section 257.6. Sections
21 299A.3 through 299A.7 do not apply to competent private
22 instruction provided by a licensed practitioner under this
23 section. However, the reporting requirement contained in
24 section 299A.3, subsection 1, shall apply to competent private
25 instruction provided by licensed practitioners that is not
26 part of a home school assistance program offered through an
27 accredited nonpublic school or public school district.

28 Sec. 25. Section 299A.8, Code 2011, is amended to read as
29 follows:

30 **299A.8 Dual enrollment.**

31 If a parent, guardian, or legal custodian of a school-age
32 child who is receiving competent private instruction under
33 this chapter ~~or a child over compulsory age who is receiving~~
34 ~~private instruction~~ submits a request, the child shall also be
35 registered in a public school for dual enrollment purposes.

1 If the child is enrolled in a public school district for
2 dual enrollment purposes, the child shall be permitted to
3 participate in any academic activities in the district and
4 shall also be permitted to participate on the same basis as
5 public school children in any extracurricular activities
6 available to children in the child's grade or group, and the
7 parent, guardian, or legal custodian shall not be required to
8 pay the costs of any annual evaluation under this chapter. If
9 the child is enrolled for dual enrollment purposes, the child
10 shall be included in the public school's basic enrollment
11 under section 257.6. A pupil who is participating only in
12 extracurricular activities shall be counted under section
13 257.6, subsection 1, paragraph "a", subparagraph (6). A pupil
14 enrolled in grades nine through twelve under this section shall
15 be counted in the same manner as a shared-time pupil under
16 section 257.6, subsection 1, paragraph "a", subparagraph (3).

17 Sec. 26. Section 299A.12, subsection 1, Code 2011, is
18 amended to read as follows:

19 1. The board of directors of a school district ~~may~~ shall
20 expend moneys received pursuant to section 257.6, subsection
21 1, paragraph "a", subparagraph (5), for purposes of providing a
22 home school assistance program.

23 Sec. 27. Section 299A.12, subsection 2, paragraphs a and b,
24 Code 2011, are amended to read as follows:

25 a. ~~Assisting~~ Instruction for students and assisting parents
26 with instruction.

27 b. ~~Student Support services for students and teaching-parent~~
28 ~~support services~~ teaching parents and staff support services.

29 Sec. 28. Section 299A.12, subsection 2, paragraph g,
30 unnumbered paragraph 1, Code 2011, is amended to read as
31 follows:

32 Resources, materials, computer software and hardware, and
33 supplies, and purchased services that meet the following
34 criteria:

35 Sec. 29. Section 299A.12, subsection 3, paragraphs b, c, e,

1 and f, Code 2011, are amended to read as follows:

2 **b.** Operational or maintenance costs ~~in addition to the cost~~
3 ~~of maintaining school district facilities other than those~~
4 necessary to operate and maintain the program.

5 **c.** Capital expenditures other than equipment or facility
6 acquisition, including the lease or rental of space to
7 supplement existing schoolhouse facilities.

8 **e.** Administrative costs other than the costs necessary to
9 administer the program.

10 **f.** Concurrent and dual enrollment ~~program~~ costs and
11 postsecondary enrollment options program costs.

12 Sec. 30. Section 321.89, subsection 1, paragraph c, Code
13 2011, is amended to read as follows:

14 **c.** "*Police authority*" means the state patrol, any law
15 enforcement agency of a county or city, or any ~~special security~~
16 peace officer employed by the state board of regents under
17 section 262.13.

18 Sec. 31. Section 801.4, subsection 11, paragraph f, Code
19 2011, is amended to read as follows:

20 **f.** ~~Special security~~ Peace officers employed by board of
21 regents institutions as set forth in section 262.13.

22 Sec. 32. REPEAL. Section 261.19B, Code 2011, is repealed.

23 Sec. 33. EFFECTIVE UPON ENACTMENT AND RETROACTIVE
24 APPLICABILITY.

25 1. The section of this division of this Act appropriating
26 moneys from the general fund of the state to the college
27 student aid commission for purposes of providing national guard
28 educational assistance, being deemed of immediate importance,
29 takes effect upon enactment, and if approved by the governor on
30 or after July 1, 2011, shall apply retroactively to June 30,
31 2011.

32 2. The section of this division of this Act providing for
33 the transfer of board of educational examiners' licensing fees
34 to the department of education, being deemed of immediate
35 importance, takes effect immediately, and if approved by the

1 governor on or after July 1, 2011, shall apply retroactively
2 to June 30, 2011.

3 3. The section of this division of this Act transferring
4 moneys appropriated pursuant to 2010 Iowa Acts, chapter 1183,
5 section 6, subsection 18, being deemed of immediate importance,
6 takes effect upon enactment, and if approved by the governor on
7 or after July 1, 2011, shall apply retroactively to June 30,
8 2011.

9 4. The section of this division of this Act amending section
10 261.6, subsection 2, being deemed of immediate importance,
11 takes effect upon enactment and if approved by the governor on
12 or after July 1, 2011, shall apply retroactively to June 30,
13 2011.

14 Sec. 34. EFFECTIVE DATE AND APPLICABILITY. The section of
15 this division of this Act amending section 261E.9, subsections
16 1 through 3, takes effect July 1, 2012, and is applicable to
17 school years beginning on or after July 1, 2012.

18 Sec. 35. APPLICABILITY. The section of this division of
19 this Act that amends section 298.3 applies to school budget
20 years beginning on or after July 1, 2011.

21 Sec. 36. RETROACTIVE APPLICABILITY. The sections of this
22 division of this Act amending sections 299A.2 and 299A.8 apply
23 retroactively to the base year beginning July 1, 2009.

24 DIVISION II

25 LIBRARY PROVISIONS

26 Sec. 37. Section 8A.454, subsection 2, Code 2011, is amended
27 to read as follows:

28 2. A monthly per contract administrative charge shall
29 be assessed by the department on all health insurance plans
30 administered by the department in which the contract holder
31 has a state employer to pay the charge. The amount of the
32 administrative charge shall be established by the general
33 assembly. The department shall collect the administrative
34 charge from each department utilizing the centralized payroll
35 system and shall deposit the proceeds in the fund. In

1 addition, the state board of regents, ~~all library service~~
2 ~~areas~~, the state fair board, the state department of
3 transportation, and each judicial district department of
4 correctional services shall remit the administrative charge on
5 a monthly basis to the department and shall submit a report
6 to the department containing the number and type of health
7 insurance contracts held by each of its employees whose health
8 insurance is administered by the department.

9 Sec. 38. Section 8D.2, subsection 5, paragraph a, Code 2011,
10 is amended to read as follows:

11 a. "*Public agency*" means a state agency, an institution
12 under the control of the board of regents, the judicial
13 branch as provided in section 8D.13, subsection 16, a school
14 corporation, a city library, ~~a library service area as provided~~
15 ~~in chapter 256~~, a county library as provided in chapter 336,
16 or a judicial district department of correctional services
17 established in section 905.2, to the extent provided in section
18 8D.13, subsection 14, an agency of the federal government, or a
19 United States post office which receives a federal grant for
20 pilot and demonstration projects.

21 Sec. 39. Section 8D.9, subsection 1, Code 2011, is amended
22 to read as follows:

23 1. A private or public agency, other than a state agency,
24 local school district or nonpublic school, city library,
25 ~~library service area~~, county library, judicial branch, judicial
26 district department of correctional services, agency of the
27 federal government, a hospital or physician clinic, or a
28 post office authorized to be offered access pursuant to this
29 chapter as of May 18, 1994, shall certify to the commission
30 no later than July 1, 1994, that the agency is a part of or
31 intends to become a part of the network. Upon receiving such
32 certification from an agency not a part of the network on May
33 18, 1994, the commission shall provide for the connection of
34 such agency as soon as practical. An agency which does not
35 certify to the commission that the agency is a part of or

1 intends to become a part of the network as required by this
2 subsection shall be prohibited from using the network.

3 Sec. 40. Section 8D.11, subsection 4, Code 2011, is amended
4 to read as follows:

5 4. A political subdivision receiving communications
6 services from the state as of April 1, 1986, may continue to
7 do so but communications services shall not be provided or
8 resold to additional political subdivisions other than a school
9 corporation, a city library, ~~a library service area as provided~~
10 ~~in chapter 256,~~ and a county library as provided in chapter
11 336. The rates charged to the political subdivision shall be
12 the same as the rates charged to state agencies.

13 Sec. 41. Section 12C.1, subsection 1, Code 2011, is amended
14 to read as follows:

15 1. All funds held by the following officers or institutions
16 shall be deposited in one or more depositories first approved
17 by the appropriate governing body as indicated: for the
18 treasurer of state, by the executive council; for judicial
19 officers and court employees, by the supreme court; for the
20 county treasurer, recorder, auditor, and sheriff, by the board
21 of supervisors; for the city treasurer or other designated
22 financial officer of a city, by the city council; for the
23 county public hospital or merged area hospital, by the board
24 of hospital trustees; for a memorial hospital, by the memorial
25 hospital commission; for a school corporation, by the board
26 of school directors; for a city utility or combined utility
27 system established under chapter 388, by the utility board;
28 ~~for a library service area established under chapter 256,~~
29 ~~by the library service area board of trustees,~~ and for an
30 electric power agency as defined in section 28F.2 or 390.9,
31 by the governing body of the electric power agency. However,
32 the treasurer of state and the treasurer of each political
33 subdivision or the designated financial officer of a city shall
34 invest all funds not needed for current operating expenses in
35 time certificates of deposit in approved depositories pursuant

1 to this chapter or in investments permitted by section 12B.10.
2 The list of public depositories and the amounts severally
3 deposited in the depositories are matters of public record.
4 This subsection does not limit the definition of "public funds"
5 contained in subsection 2. Notwithstanding provisions of this
6 section to the contrary, public funds of a state government
7 deferred compensation plan established by the executive council
8 may also be invested in the investment products authorized
9 under section 509A.12.

10 Sec. 42. Section 218.22, Code 2011, is amended to read as
11 follows:

12 **218.22 Record privileged.**

13 Except with the consent of the administrator in charge
14 of an institution, or on an order of a court of record, the
15 record provided in section 218.21 shall be accessible only
16 to the administrator of the division of the department of
17 human services in control of such institution, the director
18 of the department of human services and to assistants and
19 proper clerks authorized by such administrator or the
20 administrator's director. The administrator of the division
21 of such institution is authorized to permit the division of
22 ~~libraries and information~~ library services of the department
23 of education and the historical division of the department of
24 cultural affairs to copy or reproduce by any photographic,
25 photostatic, microfilm, microcard or other process which
26 accurately reproduces a durable medium for reproducing the
27 original and to destroy in the manner described by law such
28 records of residents designated in section 218.21.

29 Sec. 43. Section 256.7, unnumbered paragraph 1, Code 2011,
30 is amended to read as follows:

31 Except for the college student aid commission, the
32 commission of libraries and division of library services, and
33 the public broadcasting board and division, the state board
34 shall:

35 Sec. 44. Section 256.7, subsection 17, Code 2011, is amended

1 to read as follows:

2 17. Receive and review the budget and unified plan of
3 service submitted by the division of ~~libraries and information~~
4 library services.

5 Sec. 45. Section 256.9, unnumbered paragraph 1, Code 2011,
6 is amended to read as follows:

7 Except for the college student aid commission, the
8 commission of libraries and division of library services, and
9 the public broadcasting board and division, the director shall:
10 Sec. 46. Section 256.50, subsection 2, Code 2011, is amended
11 to read as follows:

12 2. "*Division*" means the division of ~~libraries and~~
13 ~~information~~ library services of the department of education.

14 Sec. 47. Section 256.51, subsection 1, unnumbered paragraph
15 1, Code 2011, is amended to read as follows:

16 The division of ~~libraries and information~~ library services
17 is ~~established within~~ attached to the department of education
18 for administrative purposes. The state librarian shall be
19 responsible for the division's budgeting and related management
20 functions in accordance section 256.52, subsection 3. The
21 division shall do all of the following:

22 Sec. 48. Section 256.51, subsection 1, Code 2011, is amended
23 by adding the following new paragraphs:

24 NEW PARAGRAPH. 0a. Provide support services to libraries,
25 including but not limited to consulting, continuing education,
26 interlibrary loan services, and references services to assure
27 consistency of service statewide and to encourage local
28 financial support for library services.

29 NEW PARAGRAPH. 1. Allow a public library that receives
30 state assistance under section 256.57, or financial support
31 from a city or county pursuant to section 256.69, to dispose
32 of, through sale, conveyance, or exchange, any library
33 materials that may be obsolete or worn out or that may no
34 longer be needed or appropriate to the mission of the public
35 library. These materials may be sold by the public library

1 directly or the governing body of the public library may
2 sell the materials by consignment to a public agency or to
3 a private agency organized to raise funds solely for support
4 of the public library. Proceeds from the sale of the library
5 materials may be remitted to the public library and may be
6 used by the public library for the purchase of books and other
7 library materials or equipment, or for the provision of library
8 services.

9 Sec. 49. Section 256.51, subsection 1, paragraph d, Code
10 2011, is amended to read as follows:

11 ~~d. Develop, in consultation with the library service areas~~
12 ~~and the area education agency media centers, a biennial unified~~
13 ~~plan of service and service delivery for the division of~~
14 ~~libraries and information~~ library services.

15 Sec. 50. Section 256.51, subsection 1, paragraph j, Code
16 2011, is amended to read as follows:

17 ~~j. Establish and administer standards for state agency~~
18 ~~libraries, the library service areas, and public libraries.~~

19 Sec. 51. Section 256.51, subsection 1, paragraph k, Code
20 2011, is amended by striking the paragraph.

21 Sec. 52. Section 256.51, subsection 2, paragraph c, Code
22 2011, is amended to read as follows:

23 ~~c. Accept gifts, contributions, bequests, endowments,~~
24 ~~or other moneys, including but not limited to the Westgate~~
25 ~~endowment fund, for any or all purposes of the division.~~
26 ~~Interest earned on moneys accepted under this paragraph~~
27 ~~shall be credited to the fund or funds to which the gifts,~~
28 ~~contributions, bequests, endowments, or other moneys have been~~
29 ~~deposited, and is available for any or all purposes of the~~
30 ~~division. The division shall report annually to the director~~
31 commission and the general assembly regarding the gifts,
32 contributions, bequests, endowments, or other moneys accepted
33 pursuant to this paragraph and the interest earned on them.

34 Sec. 53. Section 256.52, subsection 1, Code 2011, is amended
35 to read as follows:

1 1. a. The state commission of libraries consists of one
2 member appointed by the supreme court, the director of the
3 department of education, or the director's designee, and ~~six~~
4 the following seven members who shall be appointed by the
5 governor to serve four-year terms beginning and ending as
6 provided in section 69.19. ~~The governor's appointees shall~~

7 (1) Two members shall be employed in the state as public
8 librarians.

9 (2) One member shall be a public library trustee.

10 (3) One member shall be employed in this state as an
11 academic librarian.

12 (4) One member shall be employed as a librarian by a school
13 district or area education agency.

14 (5) Two members shall be selected at large.

15 b. The members shall be reimbursed for their actual
16 expenditures necessitated by their official duties. Members
17 may also be eligible for compensation as provided in section
18 7E.6.

19 Sec. 54. Section 256.52, subsection 3, paragraph b,
20 subparagraphs (1) and (4), Code 2011, are amended to read as
21 follows:

22 ~~(1) Direct and organize the activities of~~ Organize, staff,
23 and administer the division so as to render the greatest
24 benefit to libraries in the state.

25 (4) Appoint and approve the technical, professional,
26 ~~excepting the law librarian,~~ secretarial, and clerical staff
27 necessary to accomplish the purposes of the division subject
28 to chapter 8A, subchapter IV.

29 Sec. 55. Section 256.52, subsection 3, paragraph b, Code
30 2011, is amended by adding the following new subparagraph:

31 NEW SUBPARAGRAPH. (4A) (a) Assume all of the outstanding
32 obligations of the library service areas and be liable for
33 and recognize, assume, and carry out all valid contracts and
34 obligations of the library service areas that are consolidated
35 under the commission and administered by the division effective

1 beginning July 1, 2011. Each library service area shall
2 transfer, prior to July 1, 2011, its state-funded assets and
3 title to any state-funded real estate owned by the library
4 service area to the state librarian.

5 (b) This subparagraph is repealed July 1, 2015.

6 Sec. 56. Section 256.52, subsection 5, Code 2011, is amended
7 to read as follows:

8 5. The commission shall receive and approve the budget and
9 unified plan of service submitted by the division ~~of libraries~~
10 ~~and information services~~.

11 Sec. 57. Section 256.54, subsection 1, Code 2011, is amended
12 to read as follows:

13 1. The state library includes but is not limited to ~~a law~~
14 ~~library~~ the library support network, the specialized library
15 services unit, and the state data center. The law library
16 shall be under the direction of the specialized library
17 services unit.

18 Sec. 58. Section 256.54, subsection 2, unnumbered paragraph
19 1, Code 2011, is amended to read as follows:

20 The law library shall be administered by a law librarian
21 appointed by the ~~director~~ state librarian subject to chapter
22 8A, subchapter IV, who shall do all of the following:

23 Sec. 59. Section 256.55, unnumbered paragraph 1, Code 2011,
24 is amended to read as follows:

25 A state data center is established in the ~~department~~
26 ~~of education~~ division. The state data center shall be
27 administered by the state data center coordinator, who shall
28 do all of the following:

29 Sec. 60. NEW SECTION. **256.58 Library support network.**

30 1. A library support network is established in the division
31 to offer services and programs for libraries, including but not
32 limited to individualized, locally delivered consulting and
33 training, and to facilitate resource sharing and innovation
34 through the use of technology, administer enrich Iowa programs,
35 advocate for libraries, promote excellence and innovation

1 in library services, encourage governmental subdivisions to
2 provide local financial support for local libraries, and ensure
3 the consistent availability of quality service to all libraries
4 throughout the state, regardless of location or size.

5 2. The organizational structure to deliver library support
6 network services shall include district offices. The district
7 offices shall serve as a basis for providing field services
8 to local libraries in the counties comprising the district.
9 The division shall determine which counties are served by each
10 district office.

11 Sec. 61. NEW SECTION. **256.59 Specialized library services.**

12 The specialized library services unit is established in the
13 division to provide information services to the three branches
14 of state government and to offer focused information services
15 to the general public in the areas of Iowa law, Iowa state
16 documents, and Iowa history and culture.

17 Sec. 62. NEW SECTION. **256.62 Library services advisory**
18 **panel.**

19 1. The state librarian shall convene a library services
20 advisory panel to advise and recommend to the commission and
21 the division evidence-based best practices, to assist the
22 commission and division to determine service priorities and
23 launch programs, articulate the needs and interests of Iowa
24 librarians, and share research and professional development
25 information.

26 2. The library services advisory panel shall consist of no
27 fewer than eleven members representing libraries of all sizes
28 and types, and various population levels and geographic regions
29 of the state. A simple majority of the members appointed
30 shall be appointed by the executive board of the Iowa library
31 association and the remaining members shall be appointed by
32 the state librarian. Terms of members shall begin and end
33 as provided in section 69.19. Any vacancy shall be filled
34 in the same manner as regular appointments are made for the
35 unexpired portion of the regular term. Members shall serve

1 four-year terms which are staggered at the discretion of the
2 state librarian. A member is eligible for reappointment for
3 three successive terms. The members shall elect a chairperson
4 annually.

5 3. The library services advisory panel shall meet at least
6 twice annually and shall submit its recommendations in a
7 report to the commission and the state librarian at least once
8 annually. The report shall be timely submitted to allow for
9 consideration of the recommendations prior to program planning
10 and budgeting for the following fiscal year.

11 4. Members of the library services advisory panel shall
12 receive actual and necessary expenses incurred in the
13 performance of their duties. Expenses shall be paid from funds
14 appropriated to the department for purposes of the division.

15 Sec. 63. Section 256.70, unnumbered paragraph 1, Code 2011,
16 is amended to read as follows:

17 The division of ~~libraries and information~~ library services
18 of the department of education is hereby authorized to enter
19 into interstate library compacts on behalf of the state of Iowa
20 with any state bordering on Iowa which legally joins therein
21 in substantially the following form and the contracting states
22 agree that:

23 Sec. 64. Section 256.71, Code 2011, is amended to read as
24 follows:

25 **256.71 Administrator.**

26 The administrator of the division of ~~libraries and~~
27 ~~information~~ library services shall be the compact
28 administrator. The compact administrator shall receive copies
29 of all agreements entered into by the state or its political
30 subdivisions and other states or political subdivisions;
31 consult with, advise and aid such governmental units in the
32 formulation of such agreements; make such recommendations to
33 the governor, legislature, governmental agencies and units as
34 the administrator deems desirable to effectuate the purposes
35 of this compact and consult and ~~co-operate~~ cooperate with the

1 compact administrators of other party states.

2 Sec. 65. Section 273.2, subsection 4, Code 2011, is amended
3 to read as follows:

4 4. The area education agency board shall provide for special
5 education services and media services for the local school
6 districts in the area and shall encourage and assist school
7 districts in the area to establish programs for gifted and
8 talented children. The board shall assist in facilitating
9 interlibrary loans of materials between school districts and
10 other libraries. ~~Each area education agency shall include~~
11 ~~as a member of its media center advisory committee a library~~
12 ~~service area trustee or library service area staff member, who~~
13 ~~is appointed to the committee by the commission of libraries.~~

14 Sec. 66. Section 669.2, subsection 5, Code 2011, is amended
15 to read as follows:

16 5. "*State agency*" includes all executive departments,
17 agencies, boards, bureaus, and commissions of the state of
18 Iowa, and corporations whose primary function is to act as, and
19 while acting as, instrumentalities or agencies of the state of
20 Iowa, whether or not authorized to sue and be sued in their
21 own names. This definition does not include a contractor with
22 the state of Iowa. Soil and water conservation districts
23 as defined in section 161A.3, subsection 6, and judicial
24 district departments of correctional services as established in
25 section 905.2, ~~and library service area boards of trustees as~~
26 ~~established in chapter 256~~ are state agencies for purposes of
27 this chapter.

28 Sec. 67. Section 904.601, unnumbered paragraph 1, Code
29 2011, is amended to read as follows:

30 The director shall keep the following record of every person
31 committed to any of the department's institutions: Name,
32 residence, sex, age, place of birth, occupation, civil
33 condition, date of entrance or commitment, date of discharge,
34 whether a discharge is final, condition of the person when
35 discharged, the name of the institutions from which and to

1 which the person has been transferred, and if the person is
2 dead, the date and cause of death. The director may permit
3 the division of ~~libraries and information~~ library services of
4 the department of education and the historical division of
5 the department of cultural affairs to copy or reproduce by
6 any photographic, photostatic, microfilm, microcard, or other
7 process which accurately reproduces in a durable medium and to
8 destroy in the manner described by law the records of inmates
9 required by this paragraph.

10 Sec. 68. REPEAL. Sections 256.60, 256.61, 256.66 through
11 256.68, Code 2011, are repealed.

12 Sec. 69. TRANSITION PROVISION. A governor's appointee
13 serving on the state commission of libraries on the effective
14 date of this Act shall continue to serve as a member of the
15 commission until the appointee's term expires.

16 Sec. 70. LIBRARY SERVICE AREA EMPLOYEES — LENGTH OF SERVICE
17 — TRANSFER OF PERSONNEL RECORDS.

18 1. The length of service of a permanent employee of a
19 library service area who is employed by a library service area
20 on June 30, 2011, and who is hired by the division of library
21 services on or after July 1, 2011, shall be prorated and
22 credited as state employment service for purposes of vacation
23 and sick leave accrual.

24 2. The area administrator of each library service area
25 shall submit to the division of library services the personnel
26 records of each permanent full-time employee of the library
27 service area by July 1, 2011.

28 Sec. 71. EFFECTIVE UPON ENACTMENT AND RETROACTIVE
29 APPLICABILITY. The section of this division of this Act
30 enacting section 256.52, subsection 3, paragraph "b",
31 subparagraph (4A), being deemed of immediate importance, takes
32 effect upon enactment, and if approved by the governor on or
33 after July 1, 2011, shall apply retroactively to June 30, 2011.

34 DIVISION III

35 PATHWAYS FOR ACADEMIC CAREER AND EMPLOYMENT PROGRAM

1 Sec. 72. Section 260C.18A, subsection 2, Code 2011, is
2 amended by adding the following new paragraphs:

3 NEW PARAGRAPH. *g.* Development and implementation of
4 pathways for academic career and employment programs under
5 chapter 260H.

6 NEW PARAGRAPH. *h.* Development and implementation of
7 programs for the gap tuition assistance program under chapter
8 260I.

9 NEW PARAGRAPH. *i.* Entrepreneurial education, small business
10 assistance, and business incubators.

11 Sec. 73. NEW SECTION. **260H.1 Title.**

12 This chapter shall be known and may be cited as the "*Pathways*
13 *for Academic Career and Employment Act*".

14 Sec. 74. NEW SECTION. **260H.2 Pathways for academic career**
15 **and employment program.**

16 A pathways for academic career and employment program is
17 established to provide funding to community colleges for the
18 development of projects in coordination with the department
19 of economic development, the department of education, Iowa
20 workforce development, regional advisory boards established
21 pursuant to section 84A.4, and community partners to implement
22 a simplified, streamlined, and comprehensive process,
23 along with customized support services, to enable eligible
24 participants to acquire effective academic and employment
25 training to secure gainful, quality, in-state employment.

26 Sec. 75. NEW SECTION. **260H.3 Eligibility criteria.**

27 1. Projects eligible for funding for the pathways for
28 academic career and employment program shall be projects that
29 further the ability of members of target populations to secure
30 gainful, quality employment. For the purposes of this chapter,
31 "*target population*" includes:

32 *a.* Persons deemed low skilled for the purposes of attaining
33 gainful, quality, in-state employment.

34 *b.* Persons earning incomes at or below two hundred percent
35 of the federal poverty level as defined by the most recently

1 revised poverty income guidelines published by the United
2 States department of health and human services.

3 *c.* Unemployed persons.

4 *d.* Underemployed persons.

5 *e.* Dislocated workers, including workers eligible for
6 services and benefits under the federal Trade Adjustment Act of
7 2002, Pub. L. No. 107-210, as determined by the department of
8 workforce development and the federal internal revenue service.

9 2. Projects eligible for funding for the pathways for
10 academic career and employment program shall be projects that
11 further partnerships that link the community colleges to
12 industry and nonprofit organizations and projects that further
13 program outcomes as provided in section 260H.4.

14 Sec. 76. NEW SECTION. **260H.4 Program outcomes.**

15 Projects eligible for funding for the pathways for academic
16 career and employment program shall be programs which further
17 the following program outcomes:

18 1. Enabling the target populations to:

19 *a.* Acquire and demonstrate competency in basic skills.

20 *b.* Acquire and demonstrate competency in a specified
21 technical field.

22 *c.* Complete a specified level of postsecondary education.

23 *d.* Earn a national career readiness certificate.

24 *e.* Obtain employer-validated credentials.

25 *f.* Secure gainful employment in high-quality, local jobs.

26 2. Satisfaction of economic and employment goals including
27 but not limited to:

28 *a.* Economic and workforce development requirements in each
29 region served by the community colleges as defined by regional
30 advisory boards established pursuant to section 84A.4.

31 *b.* Needs of industry partners in areas including but not
32 limited to:

33 (1) Information technology.

34 (2) Health care.

35 (3) Advanced manufacturing.

1 (4) Transportation and logistics.

2 c. Any other industry designated as in-demand by a regional
3 advisory board established pursuant to section 84A.4.

4 Sec. 77. NEW SECTION. 260H.5 Program component
5 requirements.

6 Program components of a pathways for academic career and
7 employment project implemented at a community college shall:

8 1. Include measurable and effective recruitment,
9 assessment, and referral activities designed for the target
10 populations.

11 2. Integrate basics skills and work-readiness training with
12 occupational skills training.

13 3. Combine customized supportive and case management
14 services with training services to help participants overcome
15 barriers to employment.

16 4. Provide training services at times, locations, and
17 through multiple, flexible modalities that are easily
18 understood and readily accessible to the target populations.
19 Such modalities shall support timeless entry, individualized
20 learning, and flexible scheduling, and may include online
21 remediation, learning lab and cohort learning communities,
22 tutoring, and modularization.

23 Sec. 78. NEW SECTION. 260H.6 Pipeline program.

24 Each community college receiving funding for the pathways
25 for academic career and employment program shall develop
26 a pipeline program in order to better serve the academic,
27 training, and employment needs of the target populations. A
28 pipeline program shall have the following goals:

29 1. To strengthen partnerships with community-based
30 organizations and industry representatives.

31 2. To improve and simplify the identification, recruitment,
32 and assessment of qualified participants.

33 3. To conduct and manage an outreach, recruitment, and
34 intake process, along with accompanying support services,
35 reflecting sensitivity to the time and financial constraints

1 and remediation needs of the target populations.

2 4. To conduct orientations for qualified participants
3 to describe regional labor market opportunities, employer
4 partners, and program requirements and expectations.

5 5. To describe the concepts of the project implemented with
6 funds from the pathways for academic career and employment
7 program and the embedded educational and support resources
8 available through such project.

9 6. To outline the basic skills participants will learn and
10 describe the credentials participants will earn.

11 7. To describe success milestones and ways in which temporal
12 and instructional barriers have been minimized or eliminated.

13 8. To review how individualized and customized service
14 strategies for participants will be developed and provided.

15 Sec. 79. NEW SECTION. **260H.7 Career pathways and bridge**
16 **curriculum development program.**

17 Each community college receiving funding for the pathways
18 for academic career and employment program shall develop a
19 career pathways and bridge curriculum development program in
20 order to better serve the academic, training, and employment
21 needs of the target populations. A career pathways and bridge
22 curriculum development program shall have the following goals:

23 1. The articulation of courses and modules, the mapping of
24 programs within career pathways, and establishment of bridges
25 between credit and noncredit programs.

26 2. The integration and contextualization of basic skills
27 education and skills training. This process shall provide for
28 seamless progressions between adult basic education and general
29 education development programs and continuing education and
30 credit certificate, diploma, and degree programs.

31 3. The development of career pathways that support the
32 attainment of industry-recognized credentials, diplomas, and
33 degrees through stackable, modularized program delivery.

34 Sec. 80. NEW SECTION. **260H.8 Rules.**

35 The department of education, in consultation with the

1 community colleges, the department of economic development,
2 and Iowa workforce development, shall adopt rules pursuant to
3 chapter 17A and this chapter to implement the provisions of
4 this chapter. Regional advisory boards established pursuant
5 to section 84A.4 shall be consulted in the development and
6 implementation of rules to be adopted pursuant to this chapter.

7 Sec. 81. NEW SECTION. 260I.1 Title.

8 This chapter shall be known and may be cited as the "*Gap*
9 *Tuition Assistance Act*".

10 Sec. 82. NEW SECTION. 260I.2 Gap tuition assistance
11 program.

12 A gap tuition assistance program is established to provide
13 funding to community colleges for need-based tuition assistance
14 to applicants to enable completion of continuing education
15 certificate training programs for in-demand occupations.

16 Sec. 83. NEW SECTION. 260I.3 Applicants for tuition
17 assistance — eligibility criteria.

18 1. The department of education, in consultation with the
19 department of economic development, shall adopt rules pursuant
20 to this chapter defining eligibility criteria for persons
21 applying to receive tuition assistance under this chapter.

22 2. Eligibility for tuition assistance under this chapter
23 shall be based on financial need. Criteria to be assessed in
24 determining financial need shall include but is not limited to:

25 a. The applicant's family income for the twelve months prior
26 to the date of application.

27 b. The applicant's family size.

28 c. The applicant's county of residence.

29 3. a. An applicant for tuition assistance under this
30 chapter must have a demonstrated capacity to achieve the
31 following outcomes:

32 (1) The ability to complete an eligible certificate
33 program.

34 (2) The ability to enter a postsecondary certificate,
35 diploma, or degree program for credit.

1 (3) The ability to gain full-time employment.

2 (4) The ability to maintain full-time employment over time.

3 b. The community college receiving the application shall
4 only approve an applicant for tuition assistance under this
5 chapter if the community college determines the applicant
6 has a strong likelihood of achieving the outcomes described
7 in paragraph "a" after considering factors including but not
8 limited to:

9 (1) Barriers that may prevent an applicant from completing
10 the certificate program.

11 (2) Barriers that may prevent an applicant from gaining
12 employment in an in-demand occupation.

13 4. Applicants may be found eligible for partial or total
14 tuition assistance.

15 5. Tuition assistance shall not be approved when the
16 community college receiving the application determines that
17 funding for an applicant's participation in an eligible
18 certificate program is available from any other public or
19 private funding source.

20 Sec. 84. NEW SECTION. 260I.4 Applicants for tuition
21 assistance — additional provisions.

22 1. An applicant for tuition assistance under this
23 chapter shall provide to the community college receiving the
24 application documentation of all sources of income.

25 2. Only an applicant eligible to work in the United States
26 shall be approved for tuition assistance under this chapter.

27 3. An application shall be valid for six months from the
28 date of signature on the application.

29 4. A person shall not be approved for tuition assistance
30 under this chapter for more than one eligible certificate
31 program.

32 5. Eligibility for tuition assistance under this chapter
33 shall not be construed to guarantee enrollment in any community
34 college certificate program.

35 6. Eligibility for tuition assistance under this chapter

1 shall be limited to persons earning incomes at or below two
2 hundred percent of the federal poverty level as defined by the
3 most recently revised poverty income guidelines published by
4 the United States department of health and human services.

5 Sec. 85. NEW SECTION. **260I.5 Eligible costs.**

6 Costs of a certificate program eligible for coverage by
7 tuition assistance shall include but are not limited to:

- 8 1. Tuition.
- 9 2. Direct training costs.
- 10 3. Required books and equipment.
- 11 4. Fees including but not limited to fees for industry
12 testing services and background check testing services.

13 Sec. 86. NEW SECTION. **260I.6 Eligible certificate programs.**

14 For the purposes of this chapter, "*eligible certificate*
15 *program*" means a program meeting all of the following criteria:

16 1. The program is not offered for credit, but is aligned
17 with a certificate, diploma, or degree for credit, and does any
18 of the following:

- 19 *a.* Offers a state, national, or locally recognized
20 certificate.
- 21 *b.* Offers preparation for a professional examination or
22 licensure.
- 23 *c.* Provides endorsement for an existing credential or
24 license.
- 25 *d.* Represents recognized skill standards defined by an
26 industrial sector.
- 27 *e.* Offers a similar credential or training.

28 2. The program offers training or a credential in an
29 in-demand occupation. For the purposes of this chapter,
30 "*in-demand occupation*" includes occupations in the following
31 industries:

- 32 *a.* Information technology.
- 33 *b.* Health care.
- 34 *c.* Advanced manufacturing.
- 35 *d.* Transportation and logistics.

1 e. Any other industry designated as in-demand by a regional
2 advisory board established pursuant to section 84A.4.

3 Sec. 87. NEW SECTION. **260I.7 Initial assessment.**

4 An applicant for tuition assistance under this chapter shall
5 complete an initial assessment administered by the community
6 college receiving the application to determine the applicant's
7 readiness to complete an eligible certificate program. The
8 assessment shall include assessments for completion of a
9 national career readiness certificate, including the areas of
10 reading for information, applied mathematics, and locating
11 information. An applicant must achieve a bronze-level
12 certificate or the minimum score required for an eligible
13 certificate program, whichever is higher, in order to be
14 approved for tuition assistance. An applicant shall complete
15 any additional assessments and occupational research required
16 by an eligible certificate program.

17 Sec. 88. NEW SECTION. **260I.8 Program interview.**

18 An applicant for tuition assistance under this chapter shall
19 meet with a member of the staff for an eligible certificate
20 program offered by the community college receiving the
21 application. The staff member shall discuss the relevant
22 industry, any applicable occupational research, and any
23 applicable training relating to the eligible certificate
24 program. The discussion shall include an evaluation of
25 the applicant's capabilities, needs, family situation, work
26 history, educational background, attitude and motivation,
27 employment skills, vocational potential, and employment
28 barriers. The discussion shall also include potential start
29 dates, support needs, and other requirements for an eligible
30 certificate program.

31 Sec. 89. NEW SECTION. **260I.9 Participation requirements.**

32 1. A participant in an eligible certificate program who
33 receives tuition assistance pursuant to this chapter shall do
34 all of the following:

35 a. Maintain regular contact with staff members for the

1 certificate program to document the applicant's progress in the
2 program.

3 *b.* Sign a release form to provide relevant information to
4 community college faculty or case managers.

5 *c.* Discuss with staff members for the certificate program
6 any issues that may impact the participant's ability to
7 complete the certificate program, obtain employment, and
8 maintain employment over time.

9 *d.* Attend all required courses regularly.

10 *e.* Meet with staff members for the certificate program to
11 develop a job search plan.

12 2. A community college may terminate tuition assistance
13 for a participant who fails to meet the requirements of this
14 section.

15 Sec. 90. NEW SECTION. 260I.10 Oversight.

16 1. The department of education, in coordination with the
17 community colleges, shall establish a steering committee. The
18 steering committee shall determine if the performance measures
19 of the gap tuition assistance program are being met and shall
20 take necessary steps to correct any deficiencies. The steering
21 committee shall meet at least quarterly to evaluate and monitor
22 the performance of the gap tuition assistance program.

23 2. The department of education, in coordination with the
24 community colleges, shall develop a common intake tracking
25 system that shall be implemented consistently by each
26 participating community college.

27 3. The department of education shall coordinate statewide
28 oversight, evaluation, and reporting efforts for the gap
29 tuition assistance program.

30 Sec. 91. NEW SECTION. 260I.11 Rules.

31 The department of education, in consultation with the
32 department of economic development and the community colleges,
33 shall adopt rules pursuant to chapter 17A and this chapter to
34 implement the provisions of this chapter.

35 DIVISION IV

1 ORGANIZATIONS REPRESENTING SCHOOL BOARDS,
2 MEMBERS, AND ADMINISTRATORS

3 Sec. 92. Section 279.38, Code 2011, is amended by striking
4 the section and inserting in lieu thereof the following:

5 **279.38 Membership in organizations — requirements.**

6 1. As used in this section:

7 *a. "Compensation"* means the same as defined in section 8F.2,
8 subsection 2.

9 *b. "Organization"* means a local, state, regional, or
10 national organization which relates to the functions of
11 the board of directors of a school district or to the
12 administrators of a school district and to which a school board
13 pays monetary fees for products or services or annual dues in
14 accordance with subsection 2. *"Organization"* includes a related
15 for-profit or not-for-profit subsidiary of an organization.

16 2. *a.* The board of directors of a school district, the
17 duly elected members of the school board, and designated
18 administrators of school districts may join or participate in
19 organizations, including but not limited to organizations such
20 as the Iowa association of school boards, the urban education
21 network, Iowa school finance information services, and the
22 school administrators of Iowa. The school board may pay out
23 of funds available to the school board reasonable monetary
24 fees for products or services or annual dues for membership of
25 the school board, or a board member or administrator, in such
26 an organization. Such an organization that receives fees or
27 dues for membership from a school board shall be considered a
28 taxpayer-funded organization.

29 *b.* Each school board that pays monetary fees or annual dues
30 to an organization shall annually report to the local community
31 and to the department of education the amount paid in annual
32 dues, fees, or assessments for products or services received
33 from the organization, and the total amount of any revenue
34 or dividend payments received from the organization. The
35 information shall be submitted to the department electronically

1 in the format specified by the department.

2 3. The financial condition and transactions of an
3 organization shall be audited as provided in section 11.6.
4 The organization shall establish an audit committee to review
5 the financial condition and transactions of the organization
6 and the report of examination conducted in accordance with
7 this subsection. The auditor conducting an examination in
8 accordance with this subsection shall have full access to the
9 audit committee and to all of the organization's records,
10 reports, audits, tax reports, and all other documents and
11 papers issued or maintained by the organization.

12 4. An organization shall do all of the following:

13 a. Publish annually on its internet site, and in a report
14 submitted annually to the department of education, the standing
15 committees on government oversight, and the general assembly,
16 all of the following:

17 (1) A listing of the school districts that pay fees or dues
18 for membership in the organization and the moneys paid by each
19 school district.

20 (2) The total revenue the organization receives from each
21 school district resulting from the payment of monetary fees or
22 annual dues, and the total net profit from the sale of products
23 and services to the school district by the organization.

24 (3) An accounting, broken down by individual employee,
25 of the total amount of moneys expended for reimbursement of
26 expenses incurred by and compensation paid to each of the ten
27 highest paid employees of the organization as evidenced by the
28 tax forms submitted by the organization to the internal revenue
29 service.

30 (4) An accounting of all moneys expended for reimbursement
31 of expenses incurred by and compensation paid to all
32 legislative representatives and lobbyists of the organization.

33 b. Submit to the general assembly and the standing committee
34 on government oversight copies of all reports the organization
35 provides to the United States department of education relating

1 to federal grants and grant amounts that the organization
2 administers or distributes to school districts.

3 *c.* Provide education and training to the organization's
4 board members in the fiduciary duties and legal
5 responsibilities of members.

6 5. An organization shall not pay an employee or officer
7 of the organization, a member of the organization's governing
8 board, or a legislative representative or lobbyist for the
9 organization, a bonus or other consideration of any type which
10 is in addition to compensation paid and published and reported
11 as required by subsection 4. In addition, the organization
12 shall not allow any other entity to pay an employee or
13 officer of the organization, a member of the organization's
14 governing board, or a legislative representative or lobbyist
15 for the organization for services performed on behalf of the
16 organization. However, the organization may pay an employee
17 a commission if the terms for paying the commission are in
18 writing under an agreement which is a public document and the
19 employee's compensation, which shall list the amount of the
20 commission, is published and reported in the same manner as
21 provided in subsection 4.

22 6. *a.* A person who serves as the head of an organization
23 or otherwise serves in a supervisory capacity within the
24 organization shall not require an employee of the organization
25 to inform the person that the employee made a disclosure
26 of information permitted by this subsection and shall not
27 prohibit an employee of the organization from disclosing any
28 information to a member of the governing board or to any
29 public official, a law enforcement agency, a state agency, the
30 auditor of state or an auditor conducting an examination of
31 the organization in accordance with section 11.6, the office
32 of the attorney general, the office of citizens' aide, or to a
33 committee of the general assembly if the employee reasonably
34 believes the information evidences a violation of law or rule,
35 mismanagement, a gross abuse of funds, an abuse of authority,

1 or a substantial and specific danger to public health or
2 safety. However, an employee may be required to inform the
3 person that the employee made a disclosure of information
4 permitted by this subsection if the employee represented that
5 the disclosure was the official position of the employee's
6 immediate supervisor or employer.

7 *b.* A person shall not discharge an employee from or take
8 or fail to take action regarding an employee's appointment or
9 proposed appointment to, promotion or proposed promotion to,
10 or any advantage in, a position administered by, or subject
11 to approval of, the person or the organization's governing
12 board as a reprisal for a failure by that employee to inform
13 the person that the employee made a disclosure of information
14 permitted by this subsection, or for a disclosure of any
15 information by that employee authorized under paragraph "a"
16 if the employee reasonably believes the information evidences
17 a violation of law or rule, mismanagement, a gross abuse of
18 funds, an abuse of authority, or a substantial and specific
19 danger to public health or safety. However, an employee may
20 be required to inform the person that the employee made a
21 disclosure of information permitted by this subsection if the
22 employee represented that the disclosure was the official
23 position of the employee's immediate supervisor or employer.

24 *c.* Paragraphs "a" and "b" do not apply if the disclosure of
25 the information is prohibited by statute.

26 *d.* A person who violates paragraph "a" or "b" commits a
27 simple misdemeanor.

28 *e.* Paragraph "b" may be enforced through a civil action.

29 (1) A person who violates paragraph "b" is liable to
30 an aggrieved employee for affirmative relief including
31 reinstatement, with or without back pay, or any other equitable
32 relief the court deems appropriate, including attorney fees and
33 costs.

34 (2) When a person commits, is committing, or proposes to
35 commit an act in violation of paragraph "b", an injunction may

1 be granted through an action in district court to prohibit the
2 person from continuing such acts. The action for injunctive
3 relief may be brought by an aggrieved employee or the attorney
4 general.

5 *f.* A person shall not discharge an employee from or take
6 or fail to take action regarding an employee's appointment or
7 proposed appointment to, promotion or proposed promotion to,
8 or any advantage in, a position administered by, or subject
9 to approval of, the person or the organization's governing
10 board as a reprisal for the employee's declining to participate
11 in contributions or donations to charities or community
12 organizations.

13 *g.* The person and the organization's governing board
14 shall provide procedures for notifying the organization's
15 new employees of the provisions of this subsection and shall
16 periodically conduct promotional campaigns to provide similar
17 information to the organization's employees. The information
18 shall include the toll-free telephone number of the citizens'
19 aide.

20 7. *a.* Except as otherwise provided in paragraph "b", all
21 meetings of the governing board of the organization shall
22 comply with the requirements of chapter 21 and all records of
23 the governing board and the organization shall be maintained
24 in accordance with chapter 22.

25 *b.* The governing board of the organization may keep the
26 following records confidential and the governing board may hold
27 a closed session meeting to discuss the following matters:

28 (1) Personal information in confidential personnel records
29 maintained by the governing board of the organization and
30 required or authorized to be kept confidential by law.

31 (2) Discussions with, or the work product of, an attorney of
32 the governing board of the organization required or authorized
33 to be kept confidential by law.

34 (3) Pricing, product, service, business strategy, or
35 marketing information which if released, would give an

1 advantage to competitors, vendors, or other parties and that
2 serve no public purpose.

3 Sec. 93. REPEAL. Section 279.38A, Code 2011, is repealed.

4 Sec. 94. EFFECTIVE UPON ENACTMENT AND RETROACTIVE
5 APPLICABILITY. This division of this Act, being deemed of
6 immediate importance, takes effect upon enactment, and if
7 approved by the governor on or after July 1, 2011, shall apply
8 retroactively to June 30, 2011.

9 DIVISION V

10 FY 2012-2013

11 DEPARTMENT FOR THE BLIND

12 Sec. 95. ADMINISTRATION. There is appropriated from the
13 general fund of the state to the department for the blind for
14 the fiscal year beginning July 1, 2012, and ending June 30,
15 2013, the following amount, or so much thereof as is necessary,
16 to be used for the purposes designated:

17 1. For salaries, support, maintenance, miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:

20	\$	845,908
21	FTEs	88.00

22 2. For costs associated with universal access to audio
23 information over the phone on demand for blind and print
24 handicapped Iowans:

25	\$	25,000
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26 COLLEGE STUDENT AID COMMISSION

27 Sec. 96. There is appropriated from the general fund of the
28 state to the college student aid commission for the fiscal year
29 beginning July 1, 2012, and ending June 30, 2013, the following
30 amounts, or so much thereof as may be necessary, to be used for
31 the purposes designated:

32 1. GENERAL ADMINISTRATION

33 For salaries, support, maintenance, miscellaneous purposes,
34 and for not more than the following full-time equivalent
35 positions:

1 \$ 116,471
2 FTEs 3.95
3 2. STUDENT AID PROGRAMS
4 For payments to students for the Iowa grant program
5 established in section 261.93:
6 \$ 395,588
7 3. DES MOINES UNIVERSITY — HEALTH CARE PROFESSIONAL
8 RECRUITMENT PROGRAM
9 For forgivable loans to Iowa students attending Des Moines
10 university — osteopathic medical center under the forgivable
11 loan program pursuant to section 261.19:
12 \$ 162,987
13 4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM
14 For purposes of providing national guard educational
15 assistance under the program established in section 261.86:
16 \$ 1,593,117
17 5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM
18 For the teacher shortage loan forgiveness program
19 established in section 261.112:
20 \$ 196,226
21 6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM
22 For purposes of the all Iowa opportunity foster care grant
23 program established pursuant to section 261.6:
24 \$ 277,028
25 7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM
26 a. For purposes of the all Iowa opportunity scholarship
27 program established pursuant to section 261.87:
28 \$ 1,120,427
29 b. If the moneys appropriated by the general assembly to the
30 college student aid commission for fiscal year 2012-2013 for
31 purposes of the all Iowa opportunity scholarship program exceed
32 \$500,000, "eligible institution" as defined in section 261.87,
33 shall, during fiscal year 2012-2013, include accredited private
34 institutions as defined in section 261.9, subsection 1.
35 8. REGISTERED NURSE AND NURSE EDUCATOR LOAN FORGIVENESS

1 PROGRAM

2 a. For purposes of the registered nurse and nurse educator
3 loan forgiveness program established pursuant to section
4 261.23:

5 \$ 40,426

6 b. It is the intent of the general assembly that the
7 commission continue to consider moneys allocated pursuant to
8 this subsection as moneys that meet the state matching funds
9 requirements of the federal leveraging educational assistance
10 program and the federal supplemental leveraging educational
11 assistance program established under the Higher Education Act
12 of 1965, as amended.

13 9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION GRANT
14 PROGRAM

15 For purposes of the barber and cosmetology arts and sciences
16 tuition grant program established pursuant to section 261.18:
17 \$ 18,469

18 Sec. 97. IOWA TUITION AND VOCATIONAL-TECHNICAL TUITION
19 GRANT APPROPRIATIONS FOR FY 2012-2013. Notwithstanding the
20 standing appropriations in the following designated sections
21 for the fiscal year beginning July 1, 2012, and ending June 30,
22 2013, the amounts appropriated from the general fund of the
23 state to the college student aid commission pursuant to these
24 sections for the following designated purposes shall not exceed
25 the following amounts:

26 1. For Iowa tuition grants under section 261.25, subsection
27 1:

28 \$ 21,176,343

29 2. For tuition grants for students attending for-profit
30 accredited private institutions located in Iowa under section
31 261.25, subsection 2:

32 \$ 2,212,622

33 3. For vocational-technical tuition grants under section
34 261.25, subsection 3:

35 \$ 1,125,093

1 Sec. 98. CHIROPRACTIC LOAN FUNDS. Notwithstanding
 2 section 261.72, the moneys deposited in the chiropractic loan
 3 revolving fund created pursuant to section 261.72 may be used
 4 for purposes of the chiropractic loan forgiveness program
 5 established in section 261.73.

6 Sec. 99. WORK-STUDY APPROPRIATION FOR FY
 7 2012-2013. Notwithstanding section 261.85, for the fiscal year
 8 beginning July 1, 2012, and ending June 30, 2013, the amount
 9 appropriated from the general fund of the state to the college
 10 student aid commission for the work-study program under section
 11 261.85 shall be zero.

12 DEPARTMENT OF EDUCATION

13 Sec. 100. There is appropriated from the general fund of
 14 the state to the department of education for the fiscal year
 15 beginning July 1, 2012, and ending June 30, 2013, the following
 16 amounts, or so much thereof as may be necessary, to be used for
 17 the purposes designated:

18 1. GENERAL ADMINISTRATION

19 For salaries, support, maintenance, miscellaneous purposes,
 20 and for not more than the following full-time equivalent
 21 positions:

22	\$	2,956,906
23	FTEs	81.67

24 2. VOCATIONAL EDUCATION ADMINISTRATION

25 For salaries, support, maintenance, miscellaneous purposes,
 26 and for not more than the following full-time equivalent
 27 positions:

28	\$	224,638
29	FTEs	11.50

30 3. VOCATIONAL REHABILITATION SERVICES DIVISION

31 a. For salaries, support, maintenance, miscellaneous
 32 purposes, and for not more than the following full-time
 33 equivalent positions:

34	\$	2,481,584
35	FTEs	255.00

1 b. For matching funds for programs to enable persons
2 with severe physical or mental disabilities to function more
3 independently, including salaries and support, and for not more
4 than the following full-time equivalent position:
5 \$ 19,564
6 FTEs 1.00
7 c. For the entrepreneurs with disabilities program
8 established pursuant to section 259.4, subsection 9:
9 \$ 72,768
10 d. For costs associated with centers for independent
11 living:
12 \$ 20,147
13 4. STATE LIBRARY
14 a. For salaries, support, maintenance, miscellaneous
15 purposes, and for not more than the following full-time
16 equivalent positions:
17 \$ 604,809
18 FTEs 17.00
19 b. For the enrich Iowa program established under section
20 256.57:
21 \$ 837,114
22 5. LIBRARY SERVICE AREA SYSTEM
23 For state aid:
24 \$ 502,722
25 6. PUBLIC BROADCASTING DIVISION
26 For salaries, support, maintenance, capital expenditures,
27 miscellaneous purposes, and for not more than the following
28 full-time equivalent positions:
29 \$ 3,327,011
30 FTEs 82.00
31 7. REGIONAL TELECOMMUNICATIONS COUNCILS
32 For state aid:
33 \$ 496,457
34 The regional telecommunications councils established
35 in section 8D.5 shall use the moneys appropriated in this

1 subsection to provide technical assistance for network
2 classrooms, planning and troubleshooting for local area
3 networks, scheduling of video sites, and other related support
4 activities.

5 8. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

6 For reimbursement for vocational education expenditures made
7 by secondary schools:

8 \$ 1,315,067

9 Moneys appropriated in this subsection shall be used
10 to reimburse school districts for vocational education
11 expenditures made by secondary schools to meet the standards
12 set in sections 256.11, 258.4, and 260C.14.

13 9. SCHOOL FOOD SERVICE

14 For use as state matching funds for federal programs that
15 shall be disbursed according to federal regulations, including
16 salaries, support, maintenance, miscellaneous purposes, and for
17 not more than the following full-time equivalent positions:

18 \$ 1,088,399

19 FTEs 20.58

20 10. EARLY CHILDHOOD IOWA FUND — GENERAL AID

21 For deposit in the school ready children grants account of
22 the early childhood Iowa fund created in section 256I.11:

23 \$ 2,693,057

24 a. From the moneys deposited in the school ready children
25 grants account for the fiscal year beginning July 1, 2012, and
26 ending June 30, 2013, not more than \$132,975 is allocated for
27 the early childhood Iowa office and other technical assistance
28 activities. The early childhood Iowa state board shall direct
29 staff to work with the early childhood stakeholders alliance
30 created in section 256I.12 to inventory technical assistance
31 needs. Moneys allocated under this lettered paragraph may be
32 used by the early childhood Iowa state board for the purpose of
33 skills development and support for ongoing training of staff.
34 However, except as otherwise provided in this subsection,
35 moneys shall not be used for additional staff or for the

1 reimbursement of staff.

2 b. As a condition of receiving moneys appropriated in
3 this subsection, each early childhood Iowa area board shall
4 report to the early childhood Iowa state board progress on
5 each of the local indicators approved by the area board. Each
6 early childhood Iowa area board must also submit an annual
7 budget for the area's comprehensive school ready children
8 grant developed for providing services for children from birth
9 through five years of age, and provide other information
10 specified by the early childhood Iowa state board, including
11 budget amendments as needed. The early childhood Iowa state
12 board shall establish a submission deadline for the annual
13 budget and any budget amendments that allow a reasonable period
14 of time for preparation by the early childhood Iowa area boards
15 and for review and approval or request for modification of
16 the materials by the early childhood Iowa state board. In
17 addition, each early childhood Iowa area board must continue to
18 comply with reporting provisions and other requirements adopted
19 by the early childhood Iowa state board in implementing section
20 256I.9.

21 c. Of the amount appropriated in this subsection for
22 deposit in the school ready children grants account of the
23 early childhood Iowa fund, \$1,159,009 shall be used for efforts
24 to improve the quality of early care, health, and education
25 programs. Moneys allocated pursuant to this paragraph may be
26 used for additional staff and for the reimbursement of staff.
27 The early childhood Iowa state board may reserve a portion
28 of the allocation, not to exceed \$44,325, for the technical
29 assistance expenses of the early childhood Iowa state office,
30 including the reimbursement of staff, and shall distribute
31 the remainder to early childhood Iowa areas for local quality
32 improvement efforts through a methodology identified by the
33 early childhood Iowa state board to make the most productive
34 use of the funding, which may include use of the distribution
35 formula, grants, or other means.

1 d. Of the amount appropriated in this subsection for
2 deposit in the school ready children grants account of
3 the early childhood Iowa fund, \$412,515 shall be used for
4 support of professional development and training activities
5 for persons working in early care, health, and education by
6 the early childhood Iowa state board in collaboration with
7 the professional development component group of the early
8 childhood Iowa stakeholders alliance maintained pursuant to
9 section 256I.12, subsection 7, paragraph "b", and the early
10 childhood Iowa area boards. Expenditures shall be limited to
11 professional development and training activities agreed upon by
12 the parties participating in the collaboration.

13 11. EARLY CHILDHOOD IOWA FUND — PRESCHOOL TUITION
14 ASSISTANCE

15 a. For deposit in the school ready children grants account
16 of the early childhood Iowa fund created in section 256I.11:
17 \$ 2,468,293

18 b. The amount appropriated in this subsection shall be
19 used for early care, health, and education programs to assist
20 low-income parents with tuition for preschool and other
21 supportive services for children ages three, four, and five
22 who are not attending kindergarten in order to increase the
23 basic family income eligibility requirement to not more than
24 200 percent of the federal poverty level. In addition, if
25 sufficient funding is available after addressing the needs of
26 those who meet the basic income eligibility requirement, an
27 early childhood Iowa area board may provide for eligibility
28 for those with a family income in excess of the basic income
29 eligibility requirement through use of a sliding scale or other
30 copayment provisions.

31 12. EARLY CHILDHOOD IOWA FUND — FAMILY SUPPORT AND PARENT
32 EDUCATION

33 a. For deposit in the school ready children grants account
34 of the early childhood Iowa fund created in section 256I.11:
35 \$ 6,182,217

1 b. The amount appropriated in this subsection shall be
2 used for family support services and parent education programs
3 targeted to families expecting a child or with newborn and
4 infant children through age five and shall be distributed using
5 the distribution formula approved by the early childhood Iowa
6 state board and shall be used by an early childhood Iowa area
7 board only for family support services and parent education
8 programs targeted to families expecting a child or with newborn
9 and infant children through age five.

10 13. BIRTH TO AGE THREE SERVICES

11 For expansion of the federal Individuals with Disabilities
12 Education Improvement Act of 2004, Pub. L. No. 108-446, as
13 amended to January 1, 2012, birth through age three services
14 due to increased numbers of children qualifying for those
15 services:

16 \$ 860,700

17 From the moneys appropriated in this subsection, \$383,769
18 shall be allocated to the child health specialty clinic at the
19 state university of Iowa to provide additional support for
20 infants and toddlers who are born prematurely, drug-exposed, or
21 medically fragile.

22 14. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

23 To provide moneys for costs of providing textbooks to each
24 resident pupil who attends a nonpublic school as authorized by
25 section 301.1:

26 \$ 280,107

27 Funding under this subsection is limited to \$20 per pupil and
28 shall not exceed the comparable services offered to resident
29 public school pupils.

30 15. CORE CURRICULUM AND CAREER INFORMATION AND
31 DECISION-MAKING SYSTEM

32 For purposes of implementing the statewide core curriculum
33 for school districts and accredited nonpublic schools and a
34 state-designed career information and decision-making system:

35 \$ 500,000

1 16. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

2 For purposes of the student achievement and teacher quality
3 program established pursuant to chapter 284, and for not more
4 than the following full-time equivalent positions:

5 \$ 2,392,500
6 FTEs 2.00

7 17. COMMUNITY COLLEGES

8 a. For general state financial aid to merged areas as
9 defined in section 260C.2 in accordance with chapters 258 and
10 260C:

11 \$ 81,887,324

12 The funds appropriated in this subsection shall be allocated
13 pursuant to the formula established in section 206C.18C.

14 b. For distribution to community colleges to supplement
15 faculty salaries:

16 \$ 250,000

17 c. For deposit in the workforce training and economic
18 development funds created pursuant to section 260C.18A:

19 \$ 2,500,000

20 STATE BOARD OF REGENTS

21 Sec. 101. There is appropriated from the general fund of
22 the state to the state board of regents for the fiscal year
23 beginning July 1, 2012, and ending June 30, 2013, the following
24 amounts, or so much thereof as may be necessary, to be used for
25 the purposes designated:

26 1. OFFICE OF STATE BOARD OF REGENTS

27 a. For salaries, support, maintenance, miscellaneous
28 purposes, and for not more than the following full-time
29 equivalent positions:

30 \$ 537,145
31 FTEs 15.00

32 (1) The state board of regents shall submit a monthly
33 financial report in a format agreed upon by the state board of
34 regents office and the legislative services agency.

35 (2) The state board of regents may transfer funding received

1 under paragraphs "b", "c", and "d" to any of the centers
 2 specified in paragraph "b", "c", or "d" if the board notifies
 3 the general assembly in writing, including both the legislative
 4 council and the legislative services agency, of the amount, the
 5 date, and the purpose of the transfer.

6 b. For moneys to be allocated to the southwest Iowa graduate
 7 studies center:

8 \$ 44,117

9 c. For moneys to be allocated to the siouxland interstate
 10 metropolitan planning council for the tristate graduate center
 11 under section 262.9, subsection 22:

12 \$ 33,591

13 d. For moneys to be allocated to the quad-cities graduate
 14 studies center:

15 \$ 65,454

16 e. For moneys to be distributed to Iowa public radio for
 17 public radio operations:

18 \$ 197,491

19 2. STATE UNIVERSITY OF IOWA

20 a. General university, including lakeside laboratory

21 For salaries, support, maintenance, equipment, miscellaneous
 22 purposes, and for not more than the following full-time
 23 equivalent positions:

24 \$105,782,873

25 FTEs 5,058.55

26 b. Oakdale campus

27 For salaries, support, maintenance, miscellaneous purposes,
 28 and for not more than the following full-time equivalent
 29 positions:

30 \$ 1,102,810

31 FTEs 38.25

32 c. State hygienic laboratory

33 For salaries, support, maintenance, miscellaneous purposes,
 34 and for not more than the following full-time equivalent
 35 positions:

1 \$ 1,783,774
 2 FTEs 102.50
 3 d. Family practice program
 4 For allocation by the dean of the college of medicine, with
 5 approval of the advisory board, to qualified participants
 6 to carry out the provisions of chapter 148D for the family
 7 practice program, including salaries and support, and for not
 8 more than the following full-time equivalent positions:
 9 \$ 901,927
 10 FTEs 190.40
 11 e. Child health care services
 12 For specialized child health care services, including
 13 childhood cancer diagnostic and treatment network programs,
 14 rural comprehensive care for hemophilia patients, and the
 15 Iowa high-risk infant follow-up program, including salaries
 16 and support, and for not more than the following full-time
 17 equivalent positions:
 18 \$ 332,602
 19 FTEs 57.97
 20 f. Statewide cancer registry
 21 For the statewide cancer registry, and for not more than the
 22 following full-time equivalent positions:
 23 \$ 75,175
 24 FTEs 2.10
 25 g. Substance abuse consortium
 26 For moneys to be allocated to the Iowa consortium for
 27 substance abuse research and evaluation, and for not more than
 28 the following full-time equivalent position:
 29 \$ 28,007
 30 FTEs 1.00
 31 h. Center for biocatalysis
 32 For the center for biocatalysis, and for not more than the
 33 following full-time equivalent positions:
 34 \$ 365,018
 35 FTEs 6.28

1 i. Primary health care initiative

2 For the primary health care initiative in the college
3 of medicine, and for not more than the following full-time
4 equivalent positions:

5	\$	327,294
6	FTEs	5.89

7 From the moneys appropriated in this lettered paragraph,
8 \$127,444 shall be allocated to the department of family
9 practice at the state university of Iowa college of medicine
10 for family practice faculty and support staff.

11 j. Birth defects registry

12 For the birth defects registry, and for not more than the
13 following full-time equivalent position:

14	\$	19,311
15	FTEs	1.00

16 k. Larned A. Waterman Iowa nonprofit resource center

17 For the Larned A. Waterman Iowa nonprofit resource center,
18 and for not more than the following full-time equivalent
19 positions:

20	\$	81,978
21	FTEs	2.75

22 l. Iowa online advanced placement academy science,
23 technology, engineering, and mathematics initiative

24 For the establishment of the Iowa online advanced placement
25 academy science, technology, engineering, and mathematics
26 initiative:

27	\$	243,025
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28 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

29 a. General university

30 For salaries, support, maintenance, equipment, miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:

33	\$	82,888,958
34	FTEs	3,647.42

35 b. Agricultural experiment station

1 For the agricultural experiment station salaries, support,
 2 maintenance, miscellaneous purposes, and for not more than the
 3 following full-time equivalent positions:

4 \$ 14,178,474
 5 FTEs 546.98

6 c. Cooperative extension service in agriculture and home
 7 economics

8 For the cooperative extension service in agriculture and
 9 home economics salaries, support, maintenance, miscellaneous
 10 purposes, and for not more than the following full-time
 11 equivalent positions:

12 \$ 9,046,545
 13 FTEs 383.34

14 d. Leopold center

15 For agricultural research grants at Iowa state university of
 16 science and technology under section 266.39B, and for not more
 17 than the following full-time equivalent positions:

18 \$ 200,441
 19 FTEs 11.25

20 e. Livestock disease research

21 For deposit in and the use of the livestock disease research
 22 fund under section 267.8:

23 \$ 87,176

24 4. UNIVERSITY OF NORTHERN IOWA

25 a. General university

26 For salaries, support, maintenance, equipment, miscellaneous
 27 purposes, and for not more than the following full-time
 28 equivalent positions:

29 \$ 37,693,051
 30 FTEs 1,447.50

31 b. Recycling and reuse center

32 For purposes of the recycling and reuse center, and for not
 33 more than the following full-time equivalent positions:

34 \$ 88,392
 35 FTEs 3.00

1 c. Science, technology, engineering, and mathematics (STEM)
2 collaborative initiative

3 For purposes of establishing a science, technology,
4 engineering, and mathematics (STEM) collaborative initiative,
5 and for not more than the following full-time equivalent
6 positions:

7	\$	874,889
8	FTEs	6.20

9 (1) From the moneys appropriated in this lettered
10 paragraph, up to \$141,000 shall be allocated for salaries,
11 staffing, and institutional support. The remainder of the
12 moneys appropriated in this lettered paragraph shall be
13 expended only to support activities directly related to
14 recruitment of kindergarten through grade 12 mathematics and
15 science teachers and for ongoing mathematics and science
16 programming for students enrolled in kindergarten through grade
17 12.

18 (2) The university of northern Iowa shall work with the
19 community colleges to develop STEM professional development
20 programs for community college instructors and STEM curriculum
21 development.

22 d. Real estate education program

23 For purposes of the real estate education program, and for
24 not more than the following full-time equivalent position:

25	\$	63,197
26	FTEs	1.00

27 5. STATE SCHOOL FOR THE DEAF

28 For salaries, support, maintenance, miscellaneous purposes,
29 and for not more than the following full-time equivalent
30 positions:

31	\$	4,218,893
32	FTEs	126.60

33 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

34 For salaries, support, maintenance, miscellaneous purposes,
35 and for not more than the following full-time equivalent

1 positions:

2 \$ 1,811,160

3 FTEs 62.87

4 7. TUITION AND TRANSPORTATION COSTS

5 For payment to local school boards for the tuition and
6 transportation costs of students residing in the Iowa braille
7 and sight saving school and the state school for the deaf
8 pursuant to section 262.43 and for payment of certain clothing,
9 prescription, and transportation costs for students at these
10 schools pursuant to section 270.5:

11 \$ 5,933

12 8. LICENSED CLASSROOM TEACHERS

13 For distribution at the Iowa braille and sight saving school
14 and the Iowa school for the deaf based upon the average yearly
15 enrollment at each school as determined by the state board of
16 regents:

17 \$ 41,382

18 Sec. 102. ENERGY COST-SAVINGS PROJECTS — FINANCING. For
19 the fiscal year beginning July 1, 2012, and ending June 30,
20 2013, the state board of regents may use notes, bonds, or
21 other evidences of indebtedness issued under section 262.48 to
22 finance projects that will result in energy cost savings in an
23 amount that will cause the state board to recover the cost of
24 the projects within an average of six years.

25 Sec. 103. PRESCRIPTION DRUG COSTS. Notwithstanding section
26 270.7, the department of administrative services shall pay
27 the state school for the deaf and the Iowa braille and sight
28 saving school the moneys collected from the counties during the
29 fiscal year beginning July 1, 2012, for expenses relating to
30 prescription drug costs for students attending the state school
31 for the deaf and the Iowa braille and sight saving school.

32 DIVISION VI

33 CONDITIONAL EFFECTIVE DATE AND RETROACTIVE APPLICABILITY

34 Sec. 104. EFFECTIVE DATE AND RETROACTIVE

35 APPLICABILITY. Unless otherwise provided, this Act, if

1 approved by the governor on or after July 1, 2011, takes effect
2 upon enactment and applies retroactively to July 1, 2011.

3 EXPLANATION

4 FY 2011-2012 APPROPRIATIONS. This division of this bill
5 appropriates moneys for fiscal year 2011-2012 from the general
6 fund of the state to the college student aid commission, the
7 department for the blind, the department of education, and the
8 state board of regents and its institutions.

9 The division appropriates to the department for the blind
10 for its administration and for costs for universal access to
11 audio information.

12 The division includes appropriations to the college student
13 aid commission for general administrative purposes, student
14 aid programs, loan forgiveness for health care professionals,
15 the national guard educational assistance program, the teacher
16 shortage loan forgiveness program, the all Iowa opportunity
17 foster care grant and scholarship programs, the registered
18 nurse loan and nurse educator forgiveness program, and the
19 barber and cosmetology arts and sciences tuition grant program.

20 The division replaces the osteopathic physician recruitment
21 program with a health care professionals recruitment program,
22 and eliminates the osteopathic forgivable loan program, the
23 match requirement under the program for Des Moines university,
24 and the osteopathic tuition scholarship.

25 The division makes the children of certain peace officers,
26 police officers, sheriffs, and deputy sheriffs who are
27 permanently and totally disabled or who are killed in the line
28 of duty eligible for all Iowa opportunity foster care grants.

29 The division reduces the standing appropriations for Iowa
30 tuition and vocational-technical grants and provides that
31 a for-profit institution which, effective January 8, 2010,
32 purchased an accredited nonprofit private institution, Waldorf
33 College, shall be an eligible institution under the tuition
34 grant program. The division notwithstanding the \$2.75 million
35 standing appropriation for the Iowa work-study program and

1 provides that the amount appropriated for fiscal year 2011-2012
2 is zero.

3 The division appropriates moneys to the department
4 of education for purposes of the department's general
5 administration, vocational education administration,
6 division of vocational rehabilitation services including
7 independent living and the entrepreneurs with disabilities
8 program and independent living centers, state library for
9 general administration and the enrich Iowa program, library
10 service area system, public broadcasting division, regional
11 telecommunications councils, vocational education to secondary
12 schools, school food service, early childhood Iowa fund,
13 expansion of the federal Individuals with Disabilities
14 Education Improvement Act birth through age three services,
15 textbooks for nonpublic school pupils, the student achievement
16 and teacher quality program, and community colleges.

17 The division provides for the transfer of moneys from the
18 licensing fees collected during FY 2010-2011 by the board
19 of educational examiners to the department of education for
20 purposes of vocational rehabilitation. The provision takes
21 effect upon enactment, and if approved by the governor on or
22 after July 1, 2011, applies retroactively to June 30, 2011.

23 From the appropriation made to the department of education
24 for the 2010-2011 fiscal year for purposes of the student
25 achievement and teacher quality program, the division transfers
26 specified amounts for purposes of vocational education
27 administration, reimbursement for vocational education
28 expenditures to secondary schools, and school food service
29 for the 2010-2011 fiscal year; and provides that the transfer
30 provision takes effect upon enactment, and if approved by the
31 governor on or after July 1, 2011, applies retroactively to
32 June 30, 2011.

33 The division amends statute to authorize area early
34 childhood Iowa boards to use grant moneys to pay for regular
35 audits, to add that it is the intent of the general assembly

1 that priority for home visitation program funding be given to
2 programs using evidence-based or promising models for home
3 visitation, to provide students receiving competent private
4 instruction with more options for demonstrating proficiency to
5 ensure student readiness for postsecondary coursework under
6 the senior year plus program eligibility requirements, and
7 to change the allocations under the student achievement and
8 teacher quality program.

9 The division makes statutory changes relating to regional
10 academies. Currently, a regional academy is a program
11 established by a school district to which multiple school
12 districts send students in grades 9 through 12, and which may
13 include internet-based coursework and courses delivered via
14 the Iowa communications network. The division lowers the
15 grade level limit to grades 7 through 12, and adds that a
16 school district establishing a regional academy may collaborate
17 and partner with, enter into an agreement pursuant to Code
18 chapter 28E with, or enter into a contract with, two or more
19 school districts, area education agencies, community colleges,
20 accredited public and private postsecondary institutions,
21 accredited nonpublic schools, businesses, and private agencies
22 located within or outside of the state. If a school district
23 submits a plan to the department of education for approval
24 that demonstrates how it will increase and assess student
25 achievement or increase and assess competency-based learning
26 opportunities for students, the department may waive or
27 modify certain statutory or regulatory provisions applicable
28 to school districts in order to provide the regional academy
29 additional flexibility. The division strikes language that
30 prohibits a regional academy course from qualifying as a
31 concurrent enrollment course. A regional academy may include
32 in its curriculum virtual or internet-based coursework and
33 courses delivered via the Iowa communications network, career
34 and technical courses, core curriculum coursework, courses
35 required for graduation or under the educational standards, and

1 asynchronous learning networks. Regional academies may receive
2 supplementary weighting. The division provides that the school
3 districts participating in the regional academy must enter
4 into an agreement on how the supplementary weighting received
5 shall be used and must submit the agreement to the department
6 for approval. The division eliminates an outdated provision
7 relating to supplementary weighting for regional academies.
8 These provisions take effect July 1, 2012, and are applicable
9 to school years beginning on or after that date.

10 The division amends statute to permit children to qualify
11 for school district home school assistance programs if they
12 are school age, rather than compulsory attendance age. The
13 division also requires school districts to expend moneys
14 received from weighted enrollment of children receiving
15 competent private instruction at home on home school assistance
16 programs and broadens the acceptable uses of the state
17 assistance school districts receive from additional weighting
18 for students receiving competent private instruction from
19 a licensed practitioner provided through a public school
20 district. Funds received for purposes of providing a program,
21 under the division, may be used for instructing students; for
22 equipment or facility acquisition, including the lease or
23 rental of space to supplement existing schoolhouse facilities;
24 and for operational, maintenance, or administrative costs other
25 than those costs necessary to operate, maintain, and administer
26 the program.

27 The division appropriates moneys to the state board of
28 regents for the board office, universities' general operating
29 budgets; the southwest Iowa graduate studies center; the
30 siouxland interstate metropolitan planning council; the
31 quad-cities graduate studies center; Iowa public radio; the
32 state university of Iowa; Iowa state university of science
33 and technology; the university of northern Iowa; and for the
34 Iowa school for the deaf and the Iowa braille and sight saving
35 school, including tuition and transportation costs for students

1 residing in the schools and licensed classroom teachers.

2 The division allows the state board of regents to use
3 indebtedness to finance certain projects resulting in energy
4 savings.

5 The division also requires the department of administrative
6 services to pay the state school for the deaf and the Iowa
7 braille and sight saving school moneys collected from counties
8 for expenses related to prescription drug costs for students
9 attending the schools.

10 The division amends statute to provide that the state board
11 of regents may authorize its institutions to commission one or
12 more of its employees as peace officers, with the same powers,
13 duties, and privileges and immunities as conferred on regular
14 peace officers. The bill strikes language that limits these
15 powers and duties to actions taken when the officers are acting
16 in the interests of the institution.

17 The division also establishes within the international
18 center for talented and gifted education at the state
19 university of Iowa the Iowa online advanced placement academy
20 science, technology, engineering, and mathematics (STEM)
21 initiative, the purpose of which is to deliver preadvanced
22 placement and advanced placement courses to high school
23 students throughout the state, provide training opportunities
24 for teachers to learn how to teach advanced placement courses
25 in Iowa's high schools, and provide preparation for middle
26 school students to ensure success in high school.

27 LIBRARY PROVISIONS. This division changes the name of the
28 division of libraries and information services within the
29 department of education to the division of library services;
30 establishes that the division is attached to the department
31 for administrative purposes only; establishes within the
32 division a library support network and a specialized library
33 services unit; expands the membership of the commission of
34 libraries; directs the state librarian to convene a library
35 services advisory panel; and eliminates the library service

1 areas effective July 1, 2011, transfers their duties to the
2 division, and directs the state librarian to assume all of the
3 outstanding obligations of the library service areas. The
4 provision directing each library service area to transfer its
5 state-funded assets and title to any state-funded real estate
6 it owns to the state librarian takes effect upon enactment, and
7 if approved by the governor on or after July 1, 2011, shall
8 apply retroactively to June 30, 2011.

9 PATHWAYS FOR ACADEMIC CAREER AND EMPLOYMENT PROGRAM. This
10 division establishes the pathways for academic career and
11 employment program and the gap tuition assistance program.
12 The pathways for academic career and employment program
13 provides funding to community colleges to develop projects
14 in coordination with public and private partners to enable
15 participants to acquire academic and employment training and
16 to secure gainful, quality, in-state employment in in-demand
17 industries. The division sets out eligibility criteria for
18 participants and projects, program outcomes, and program
19 components.

20 The gap tuition assistance program provides funding to
21 community colleges for need-based tuition assistance to
22 applicants to enable completion of continuing education
23 certificate training programs for in-demand occupations. The
24 division sets out eligibility criteria for participants and
25 certificate training programs. The division sets out program
26 components and requirements.

27 The division includes the pathways for academic career
28 and employment program, the gap tuition assistance program,
29 entrepreneurial education, small business assistance, and
30 business incubators as eligible purposes for community colleges
31 to use moneys deposited in their workforce training and
32 economic development funds pursuant to Code section 260C.18A.

33 ORGANIZATIONS REPRESENTING SCHOOL BOARDS, MEMBERS, AND
34 ADMINISTRATORS. This division strikes Code section 279.38 and
35 repeals Code section 279.38A, but combines much of the language

1 of these two Code sections to modify the statutory requirements
2 of organizations to which school boards, school board members,
3 and school district administrators may join and pay monetary
4 fees for products or services or annual dues for membership.
5 School boards, board members, and school administrators may
6 join and participate in local, state, regional, and national
7 organizations which relate to the administrator or school
8 board functions of the school district. Such organizations
9 include but are not limited to the Iowa association of school
10 boards, the urban education network, Iowa school finance
11 information services, and the school administrators of Iowa.
12 Such an organization shall be considered a taxpayer-funded
13 organization.

14 Each board that pays fees or dues must annually report the
15 local community and to the department of education the amount
16 the board pays in annual dues to the organization and the
17 amount of any fees or assessments paid, and revenue or dividend
18 payments received, for services received from the organization,
19 and the products or services received from the organization.
20 The division requires that the information be submitted to
21 the department electronically in the format specified by the
22 department.

23 The financial condition and transactions of the
24 organizations shall be audited in the same manner as school
25 districts. Under the division, the organization must establish
26 an audit committee to review the financial condition and
27 transactions of the organization and the audit report.

28 Such an organization must publish annually, on its internet
29 site and in a report submitted annually to the department of
30 education, the standing committees on government oversight, and
31 the general assembly, a listing of the school districts and the
32 fees and dues paid by each school district; the total revenue
33 the organization receives from each school district resulting
34 from the payment of membership fees or dues; the total revenue
35 received from each school district from the payment of fees

1 or dues, and the total net profit from the sale of products
2 and services to the school district by the organization;
3 the total amount of the annual compensation and expenses
4 paid to the organization's 10 highest paid employees, broken
5 down by individual employee; and an accounting of all moneys
6 expended for reimbursement of expenses and compensation paid to
7 legislative representatives and lobbyists of the organization.

8 Under the division, the organization must also submit to
9 the general assembly copies of any report the organization
10 provides to the U.S. department of education. The organization
11 must also provide education and training to its board members
12 regarding their fiduciary duties and legal responsibilities.

13 The division prohibits an organization from paying bonuses
14 or other consideration to employees, officers, board members,
15 or lobbyists, but allows an organization to pay a commission to
16 an employee under certain circumstances.

17 The division also prohibits the head of the organization
18 from requiring an employee to inform the person that the
19 employee disclosed information, and prohibits the person
20 taking adverse employment action against an employee of the
21 organization who discloses information, about the organization
22 to a board member, any public official, a law enforcement
23 agency, a state agency, the auditor of state or an auditor
24 conducting an examination in accordance with Code section 11.6,
25 the office of the attorney general, the office of citizens'
26 aide, or to a committee of the general assembly if the employee
27 reasonably believes the information evidences a violation
28 of law or rule, mismanagement, a gross abuse of funds, an
29 abuse of authority, or a substantial or specific danger to
30 public health or safety. The provisions do not apply if the
31 disclosure of information is prohibited by statute. A person
32 who violates the prohibitions commits a simple misdemeanor
33 and may be liable to an aggrieved employee for affirmative
34 relief. The prohibition against adverse action may be
35 enforced through a civil action, and the employee may bring an

1 action for injunctive relief by the district court. Adverse
2 action against an employee for declining to participate in
3 contributions or donations is also prohibited. The person and
4 the organization must provide employee notification procedures
5 relating to these prohibitions and remedies and must conduct
6 related promotional campaigns.

7 The organization's governing boards meetings are subject to
8 Code chapter 21 (open meetings) and the governing board and the
9 organization's records must be maintained in compliance with
10 Code chapter 22 (open records).

11 This division takes effect upon enactment, and if approved
12 by the governor on or after July 1, 2011, applies retroactively
13 to June 30, 2011.

14 FY 2012-2013. This division of the bill appropriates moneys
15 for fiscal year 2012-2013 from the general fund of the state
16 to the college student aid commission, the department for the
17 blind, the department of education, and the state board of
18 regents and its institutions.

19 **CONDITIONAL EFFECTIVE DATE AND RETROACTIVE APPLICABILITY.**
20 Unless otherwise provided, the bill, if approved by the
21 governor on or after July 1, 2011, takes effect upon enactment
22 and applies retroactively to July 1, 2011.